

ries; providing for the annexation of territory; providing that the present board of trustees may continue in office until the expiration of their respective terms; validating bond and tax elections hereinbefore held; placing the said district and trustees under the general law governing independent school districts; placing the district under the direct supervision of the State Superintendent and State Board of Education; authorizing the trustees to select its officers, including its depository; delegating certain powers to these officials; providing for the custody of the funds and school property of the present district; repealing all laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.

FAUBION, Chairman.

FORTIETH DAY.

(Friday, March 11, 1921.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Thomas.

The roll was called and the following members were present:

Adams.	Davis, John E.,
Aiken.	of Dallas.
Baker.	Davis, John,
Barker.	of Dallas.
Barrett of Bell.	Dinkle.
Barrett of Fannin.	Duffey.
Bass.	Duncan.
Beasley	Edwards.
of Hopkins.	Faubion.
Beasley	Fly.
of McCulloch.	Garrett.
Beavens.	Greer.
Black, O. B.,	Grissom.
of Bexar.	Hall.
Black, W. A.,	Hanna.
of Bexar.	Harrington.
Bonham.	Henderson
Branch.	of McLennan.
Bryant.	Henderson
Burkett.	of Marion.
Burmeister.	Hendricks.
Burns.	Hill.
Carpenter.	Horton.
Chitwood.	Johnson
Coffee.	of Gillespie.
Cox.	Johnson of Ellis.
Crawford.	Jones.
Crumpton.	Kacir.
Cummins.	Kellis.
Curtis.	King.
Darroch.	Kveton.

Lackey.	Rowland.
Laird.	Satterwhite.
Lauderdale.	Schweppe.
Lawrence.	Seagler.
Lindsey.	Shearer.
Looney.	Sims.
McCord.	Smith.
McDaniel.	Sneed.
McKean.	Stephens.
Martin.	Stevenson.
Melson.	Stewart
Menking.	of Edwards.
Merriman.	Stewart of Reeves.
Miller of Dallas.	Swann.
Miller of Parker.	Sweet of Brown.
Morgan.	Sweet of Tarrant.
Moore.	Teer.
Morris of Medina.	Thomas
Morris	of Limestone.
of Montague.	Thomason.
Mott.	Thompson
Neblett.	of Harris.
Owen.	Thompson
Patman.	of Red River.
Perkins	Thorn.
of Cherokee.	Thrasher.
Perkins of Lamar.	Veatch.
Perry.	Wallace.
Pollard.	Webb.
Pope.	Wessels.
Quaid.	West.
Quicksall.	Westbrook.
Quinn.	Williams
Rice.	of McLennan.
Rogers of Harris.	Williams
Rogers of Shelby.	of Montgomery.
Rosser.	Wright.
Rountree.	

Absent.

Baldwin.	Harrison.
Binkley.	Johnson
Brady.	of Wichita.
Brown.	Malone.
Estes.	Pool.
Fugler.	Wadley.
Hardin.	Walker.

Absent—Excused.

Childers.	McLeod.
Laney.	Marshall.
Leslie.	Mathes.
McFarlane.	

A quorum was announced present. Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of sickness:

Mr. McFarlane for today, on motion of Mr. Merriman.

Mr. Mathes for today, on motion of Mr. Pollard.

RELATING TO FURNITURE IN GOVERNOR'S OFFICE.

Mr. Faubion offered the following resolution:

H. C. R. No. 40, Relating to furniture in Governor's office.

Whereas, The furniture and furnishings in the Governor's office are more or less worn and unsightly from long use; and

Whereas, We believe that it is the wish of the people of Texas that the office furniture and furnishings of the chief executive's office should be in accord with the importance of the office; therefore, be it

Resolved by the House of Representatives of the Thirty-seventh Legislature, the Senate concurring, That the Board of Control be authorized and is hereby directed to refurnish said office in a manner that will reflect credit upon the dignity of the office and the State of Texas.

Signed—Faubion, Miller of Dallas.

The resolution was read second time and was adopted.

RELATING TO OLD BLIND INSTITUTE BUILDINGS.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 27, Relating to buildings of old Blind Institute.

Whereas, The University of Texas owns and controls the buildings situated in Nineteenth street and East avenue formerly occupied and used as an institute for the blind; and

Whereas, The buildings are an expense to the University in the manner in which they are now being used; and

Whereas, The University of Texas is in need of more adequate facilities for housing the male student body of that institution; therefore, be it

Resolved by the Senate of the Thirty-seventh Legislature, the House concurring, That the Board of Control be and it is hereby requested to thoroughly investigate the feasibility and practicality of utilizing said buildings as a dormitory for young men, and to submit in writing to the next session of this Legislature the result of such investigation, together with an estimate of the probable cost to the State, should said Board of Control deem it advisable to so convert said buildings.

The resolution was read second time and was adopted.

GRANTING HON. A. M. BLACKMON LEAVE OF ABSENCE.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 30, Granting Judge A. M. Blackmon leave of absence from the State.

Be it resolved by the Senate of the State of Texas, House concurring, That Hon. A. M. Blackmon, Judge of the Seventy-seventh Judicial District, be and he is hereby granted leave of absence from the State of Texas for the months of July and August, 1921, and 1922.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has refused to concur in House amendments to Senate joint resolution No. 4, and has requested a free conference committee. The following Senators have been appointed on the part of the Senate:

Senators Page, Carlock, Wood, McMillin, Dorrough.

Respectfully,

A. W. HOLT,
Assistant Secretary of the Senate.

CONFERENCE COMMITTEE ON SENATE JOINT RESOLUTION NO. 4.

Mr. Miller of Dallas called up from the Speaker's table, for consideration at this time, the request of the Senate for a free conference committee on Senate joint resolution No. 4.

The Speaker laid the request of the Senate before the House.

Question—Shall the request be granted?

Mr. Miller of Dallas moved that the request be granted.

The motion prevailed.

SENATE BILL NO. 267 ON FINAL PASSAGE.

Mr. Horton called up, for consideration at this time, the motion to re-

consider the vote by which Senate bill No. 267 was on yesterday passed, which motion to reconsider was spread on the Journal and notice given that the same would be called up for consideration today.

Question recurring on the motion to reconsider, it prevailed.

Mr. Barker moved the previous question on the final passage of the bill, and the main question was ordered.

The Clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—102.

Adams.	Johnson
Aiken.	of Gillespie.
Baker.	Johnson of Ellis.
Barker.	Jones.
Barrett of Bell.	Kellis.
Bass.	Lackey.
Beasley	Laird.
of Hopkins.	Lauderdale.
Beasley	Lawrence.
of McCulloch.	Lindsey.
Beavens.	Looney.
Binkley.	McCord.
Black, O. B.,	McDaniel.
of Bexar.	McKean.
Black, W. A.,	Melson.
of Bexar.	Merriman.
Bonham.	Miller of Dallas.
Branch.	Miller of Parker.
Bryant.	Morris of Medina.
Burkett.	Morris
Burmeister.	of Montague.
Carpenter.	Mott.
Chitwood.	Owen.
Coffee.	Perkins
Cox.	of Cherokee.
Crawford.	Perkins of Lamar.
Cummins.	Perry.
Curtis.	Pollard.
Darroch.	Pope.
Davis, John E.,	Quaid.
of Dallas.	Quicksall.
Davis, John,	Quinn.
of Dallas.	Rice.
Dinkle.	Rogers of Harris.
Duffey.	Rogers of Shelby.
Duncan.	Rosser.
Edwards.	Rountree.
Faubion.	Rowland.
Fly.	Satterwhite.
Garrett.	Schweppe.
Greer.	Seagler.
Grissom.	Shearer.
Hall.	Sims.
Hanna.	Smith.
Henderson	Sneed.
of McLennan.	Stevenson.
Hill.	Stewart
Horton.	of Edwards.

Stewart of Reeves.	Thompson
Swann.	of Red River.
Sweet of Brown.	Thorn.
Sweet of Tarrant.	Thrasher.
Teer.	Veatch.
Thomas	Wallace.
of Limestone.	Webb.
Thomason.	Westbrook.
Thompson	Williams
of Harris.	of Montgomery.
	Wright.

Nays—11.

Burns.	Kveton.
Hardin.	Martin.
Harrington.	Menking.
Hendricks.	Moore.
Kacir.	Wessels.
King.	

Absent.

Baldwin.	Malone.
Brady.	Neblett.
Brown.	Patman.
Crumpton.	Pool.
Estes.	Stephens.
Fugler.	Wadley.
Harrison.	Walker.
Henderson	West.
of Marion.	Williams
Johnson	of McLennan.
of Wichita.	

Absent—Excused.

Childers.	McLeod.
Laney.	Marshall.
Leslie.	Mathes.
McFarlane.	

Paired.

Mr. Barrett of Fannin (present), who would vote "nay," with Mr. Morgan (absent), who would vote "yea."

Reasons for Vote.

I vote "yea" on Senate bill No. 267 because under the provisions of this bill the State will save \$800 per month in the operation of the State Railroad, and because said bill provides for sale of the State Railroad, which is what I desire.

BEASLEY of Hopkins.

I am opposed to State operating the State Railroad, but for the purpose of saving the present salary of managers I vote "yea" to put bill in immediate effect.

THOMPSON of Red River.

HOUSE BILL NO. 324 WITH SENATE AMENDMENTS.

Mr. Adams moved to reconsider the vote by which the House concurred in

the Senate amendments to House bill No. 324, relating to the Polytechnic Heights Independent School District in Tarrant county.

The motion to reconsider prevailed.

Question—Shall the House concur in the Senate amendments?

The Clerk was directed to call the roll, and the House concurred in the Senate amendments by the following vote:

Yeas—108.

Adams.	Kellis.
Aiken.	King.
Baker.	Kveton.
Barker.	Lackey.
Barrett of Bell.	Laird.
Barrett of Fannin.	Lauderdale.
Beasley	Lawrence.
of Hopkins.	Lindsey.
Beasley	Looney.
of McCulloch.	McCord.
Beavens.	McDaniel.
Binkley.	McKean.
Black, O. B.,	Martin.
of Bexar.	Melson.
Black, W. A.,	Menking.
of Bexar.	Miller of Dallas.
Bonham.	Miller of Parker.
Branch.	Morgan.
Bryant.	Moore.
Burmeister.	Morris of Medina.
Carpenter.	Morris
Chitwood.	of Montague.
Coffee.	Mott.
Cox.	Neblett.
Crawford.	Owen.
Curtis.	Perkins
Darroch.	of Cherokee.
Davis, John E.,	Perkins of Lamar.
of Dallas.	Perry.
Davis, John,	Quaid.
of Dallas.	Quicksall.
Dinkle.	Quinn.
Duffey.	Rice.
Duncan.	Rogers of Harris.
Edwards.	Rogers of Shelby.
Faubion.	Rosser.
Fly.	Rountree.
Garrett.	Rowland.
Greer.	Satterwhite.
Grissom.	Schweppe.
Hall.	Seagler.
Hanna.	Shearer.
Hardin.	Sims.
Harrington.	Sneed.
Henderson	Stevenson.
of McLennan.	Stewart
Hendricks.	of Edwards.
Hill.	Stewart of Reeves.
Horton.	Swann.
Johnson of Ellis.	Sweet of Brown.
Johnson	Sweet of Tarrant.
of Wichita.	Teer.
Jones.	Thomas
Kacir.	of Limestone.

Thomason.
Thompson
of Red River.
Thorn.
Thrasher.
Veatch.
Wallace.

Webb.
Wessels.
West.
Westbrook.
Williams
of Montgomery.
Wright.

Absent.

Baldwin.
Bass.
Brady.
Brown.
Burkett.
Burns.
Crumpton.
Cummins.
Estes.
Fugler.
Harrison.
Henderson
of Marion.
Johnson
of Gillespie.

Malone.
Merriman.
Patman.
Pollard.
Pool.
Pope.
Smith.
Stephens.
Thompson
of Harris.
Wadley.
Walker.
Williams
of McLennan.

Absent—Excused.

Childers.
Laney.
Leslie.
McFarlane.

McLeod.
Marshall.
Mathes.

FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 184.

Speaker announced the appointment of the following free conference committee on part of the House on House bill No. 184:

Messrs. Thomason of Nacogdoches. Dinkle, Chitwood, Westbrook, Mathes.

FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 154.

Speaker announced the appointment of the following free conference committee on the part of the House on House bill No. 154:

Messrs. Cox, Hill, Rosser, Veatch, Satterwhite.

SENATE BILL NO. 41 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 41, A bill to be entitled "An Act to repeal Chapter 160 of the Acts of the Regular Session of the Thirty-sixth Legislature, approved April 3, 1919, the same being 'An Act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including the fixing of a minimum wage; provid-

ing for an appropriation therefor and fixing penalties for violating this act, etc., and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—110.

Mr. Speaker.	Johnson of Ellis.
Adams.	Johnson
Aiken.	of Wichita.
Baker.	Jones.
Barker.	Kacir.
Barrett of Bell.	Kellis.
Barrett of Fannin.	King.
Bass.	Kveton.
Beasley	Lackey.
of Hopkins.	Laird.
Beasley	Lauderdale.
of McCulloch.	Lawrence.
Beavens.	Lindsey.
Binkley.	Looney.
Black, O. B.,	McCord.
of Bexar.	McDaniel.
Black, W. A.,	McKean.
of Bexar.	Martin.
Bonham.	Melson.
Branch.	Menking.
Burkett.	Merriman.
Burmeister.	Miller of Dallas.
Burns.	Miller of Parker.
Carpenter.	Morgan.
Chitwood.	Morris of Medina.
Coffee.	Morris
Cox.	of Montague.
Crawford.	Mott.
Crumpton.	Neblett.
Cummins.	Owen.
Darroch.	Perkins
Davis, John E.,	of Cherokee.
of Dallas.	Perkins of Lamar.
Davis, John,	Perry.
of Dallas.	Pollard.
Dinkle.	Pope.
Duffey.	Quaid.
Duncan.	Quicksall.
Edwards.	Rice.
Faubion.	Rogers of Harris.
Fly.	Rogers of Shelby.
Garrett.	Rosser.
Greer.	Rountree.
Grissom.	Rowland.
Hall.	Shearer.
Hanna.	Sims.
Hardin.	Smith.
Harrington.	Sneed.
Henderson	Stevenson.
of McLennan.	Stewart
Henderson	of Edwards.
of Marion.	Stewart of Reeves.
Hendricks.	Swann.
Hill.	Sweet of Brown.
Horton.	Sweet of Tarrant.
Johnson	Thomas
of Gillespie.	of Limestone.

Thomason.	Wallace.
Thompson	Wessels.
of Harris.	Westbrook.
Thompson	Williams
of Red River.	of McLennan.
Thorn.	Wilkins
Thrasher.	of Montgomery.
Walker.	Wright.

Nays—1.

Patman.

Absent.

Baldwin.	Quinn.
Brady.	Satterwhite.
Brown.	Schweppe.
Bryant.	Seagler.
Curtis.	Stephens.
Estes.	Teer.
Fugler.	Veatch.
Harrison.	Wadley.
Malone.	Webb.
Moore.	West.
Pool.	

Absent—Excused.

Childers.	McLeod.
Laney.	Marshall.
Leslie.	Mathes.
McFarlane.	

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 161 "An Act to amend Chapter 160 of the Acts of the Regular Session of the Thirty-sixth Legislature of the State of Texas, approved April 3, 1919, the same being 'An Act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including the fixing of a minimum wage, providing for an appropriation therefor, and fixing penalties for the violation thereof, and declaring an emergency,' by providing for manner of selection and employment of said commission; providing additional powers and duties; providing for salaries; making appropriations therefor; fixing penalties for the violation thereof, and declaring an emergency."

H. B. No. 543, "An Act to authorize counties and cities of over ten thousand inhabitants, either or both where a fund of fifty thousand dollars or more has been or shall be left by will or otherwise, for the establishment and maintenance of a hospital in such city in which the sick and wounded of such

city or of the State of Texas, who are indigent may be admitted and receive the care and attention of the hospital and medical and surgical attention without cost, to aid in the maintenance of such hospital so far as in the judgment of the commissioners court of the county or of the governing body of the city, may be proper to provide hospital accommodations and surgical and medical attention for the sick and wounded of such county or city who may be indigent, and prescribing an emergency."

H. B. No. 120, "An Act providing that persons, firms or corporations who operate or conduct hotels, cafes, restaurants, dining cars or other public eating places, bakeries and meat markets in this State, shall not employ or keep in their employ any person who is infected with or affected by any infectious or contagious disease; and further providing that such persons, firms or corporations or common carriers operating places heretofore named or operating any bakery or meat market, shall have made a medical inspection for all their employes at intervals of time of not more than six months, and if such examination discloses the fact that any person in their employment is infected with or affected by any infectious or contagious disease that such person shall promptly be discharged from such employment; and further providing that all dishes, receptacles or other utensils used in eating or drinking, or for the conveyance of articles of food, shall be thoroughly cleansed since used by another person, and prohibiting the use of all dishes, receptacles or other utensils that are cracked or broken in such a manner as to render their sterilization impossible or doubtful, and providing penalties for a violation of the provisions of this act, and declaring an emergency."

H. B. No. 282, "An Act authorizing incorporated cities, towns or villages in this State to avail themselves of the services of county tax assessors and collectors, and declaring an emergency."

H. B. No. 361, "An Act to appropriate five million dollars (\$5,000,000), out of the general funds of the State to aid the public schools for the scholastic year beginning September 1, 1921, and ending August 31, 1922 the same to be distributed as the available school fund is now distributed."

H. B. No. 545, "An Act making it unlawful for any person or persons to hunt and kill doves and quail more than thirty-one days in each year in

Fayette county, State of Texas, and declaring an emergency."

H. B. No. 521, "An Act creating the Bloomburg Independent School District in Cass county, Texas; defining its boundaries, including the present Bloomburg Independent School District; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof; providing that the present board of trustees continue in office until the expiration of their respective terms, and declaring an emergency."

H. B. No. 518, "An Act creating the Santa Rosa Independent School District in Cameron county, Texas, and defining its boundaries; providing for the election and qualification of a board of trustees therefor; providing for the selection of a secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees, and prescribing their qualifications; investing said district with all the rights, powers, privileges and duties of a town or village incorporated under the general laws of the State for free school purposes only, and declaring an emergency."

H. B. No. 245, "An Act to amend Article 521, Chapter 6, Title 14, Revised Civil Statutes of the State of Texas, 1911, and to amend Section 5, Chapter 205, General Laws, passed by the Thirty-fifth Legislature at the Regular Session thereof, approved by the Governor April 9, 1917, providing for this amendatory act to be Article 521 of the Civil Statutes; and providing for the appointment of State bank examiners and general liquidating agent, for their discharge and removal, and establishing and fixing their salaries; making an appropriation of \$13,802 to cover increase of salaries and expenses of examiners, and declaring an emergency."

H. B. No. 353, "An Act creating the Stamford County Line Independent School District in Jones and Haskell counties, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas on independent school districts and the boards of trustees thereof; declaring that all taxes or bonds heretofore authorized by any and all former

school districts included within the bounds hereof shall remain in full force and effect; providing that such board of trustees shall have the power to take, receive, sell, convey, transfer and dispose of real and personal property; repealing Chapter 2 of the Special Laws of Texas passed at the Second Called Session of the Thirty-first Legislature, and declaring an emergency."

H. B. No. 174, "An Act to amend Article 7138, Revised Civil Statutes of 1911, so as to provide for the appointment of deputy constables in justice precincts in which there is no city of eight thousand or more inhabitants, and declaring an emergency."

H. B. No. 517, "An Act creating the La Feria Independent School District in Cameron county, Texas," etc.

H. B. No. 230, "An Act authorizing any steam or electric interurban railway company or sleeping car company, or chartered transportation company, or the receivers or lessees thereof, or the persons operating the same, or officers, agents or employes thereof, to grant free passes to any person who is now receiving, or may hereafter receive, a pension from the State of Texas under the provisions of Section 51 of Article 3 of the Constitution of the State of Texas; providing how proof of such fact may be made, and declaring an emergency."

H. B. No. 109, "An Act to amend Chapter 57 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-first Legislature, 1909, relating to the property used by the Court of Criminal Appeals of the State of Texas, providing for a clerk and deputy clerk and providing for the compensation to be paid for each, and declaring an emergency."

H. B. No. 105, "An Act to amend Section 1, Chapter 68 of the General Laws of the Regular Session of the Thirty-fifth Legislature of the State of Texas, 1917, entitled 'An Act to amend Article 1143, Chapter 3, Title 15 of the Code of Criminal Procedure, as amended by Chapter 20 of the Acts of the State of Texas, relating to the pay of jail guards and matrons, and declaring an emergency."

H. B. No. 96, "An Act to amend Title 29 of the Revised Statutes of the State of Texas, and Chapter 2 thereof, and Articles 1467a, 1468 and 1476 thereof, and Chapter 134 of the General Laws of the Regular Session of the Thirty-fifth Legislature, page 339 thereof, providing more fully for placing common

and independent school district accounts thereof, and repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 485, "An Act creating the Hackberry Independent School District in Edwards and Real counties, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts, and the board of trustees thereof, and declaring an emergency."

H. B. No. 68, "An Act to amend Section 1, Chapter 16, being an act of the Regular Session of the Thirty-fifth Legislature, 1917, as amended by Chapter 58, being an act of the Regular Session of the Thirty-fifth Legislature, 1917, relating to the creation of a juvenile board within certain counties of the State, and prescribing the duties and powers of such board, including the appointment by it of probation officers, and providing for the payment of compensation to such officers; allowing the said district judges an additional salary, to be paid out of the general fund of such county, and declaring an emergency."

H. B. No. 471, "An Act creating the Highland Independent School District in Cameron county, Texas, and defining its boundaries; providing for the election of a board of trustees therefor; providing for the secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees, and prescribing their qualifications; investing said district with all the rights, powers, privileges and duties of a town or village incorporated under the general laws of the State for free school purposes only; prescribing the maximum rates of taxation within a specified limit of time, and declaring an emergency."

H. B. No. 484, "An Act creating the Vance Independent School District in Edwards and Real counties, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof, and declaring an emergency."

H. B. No. 492, "An Act to amend Sections 7 and 11 of the Acts of the Thirty-second Legislature, creating a road

system for Jack county, and declaring an emergency."

H. B. No. 505, "An Act creating the Atlanta Independent School District, commonly known as Common School District in Cass county, Texas, and including within its limits the municipal corporation of the town of Atlanta, and defining its borders; and to provide for the creating of a board of trustees thereof and authorizing the board of trustees to levy and assess and collect special taxes, and conferring upon the board of trustees plenary powers; and providing authority to issue bonds for the purpose of purchasing school sites and erecting and furnishing and equipping school buildings within the same, and to levy a tax therefor, and to pay current expenses for the maintenance and support of said schools; providing an equalization board, and prescribing the duty and authority of said boards of trustees; declaring valid an issue of bonds theretofore made; declaring valid a maintenance tax theretofore voted, and repealing laws in conflict herewith in so far as they conflict with this act, and declaring an emergency."

H. B. No. 58, "An Act to amend Article 325, Title 12, of the Revised Civil Statutes of 1911, so as to permit proceedings under said article regardless of indictment, criminal prosecution or conviction for any of the matters therein named."

H. B. No. 481, "An Act authorizing Briscoe county, Texas, or any political subdivision or defined district thereof, to issue road bonds under the provisions of the general law; validating bond election heretofore held in certain defined political subdivisions in said county; providing for the validation of all proceedings and orders heretofore or hereafter made by the commissioners court of said county in the establishment of a road district where the territory embraced therein overlapped the territory embraced within the boundaries of another district theretofore formed, and validating all proceedings and declaring an emergency."

H. B. No. 291, "An Act further regulating the increase of capital stock of State banks or banking corporations, amending Article 564, Chapter 6, Title 14, Revised Civil Statutes of the State of Texas, 1911, requiring the increase of the capital stock of banks, through orders of the State Banking Board when the statements of the said banks show excessive increase of average daily de-

posits as compared to the capital stock and surplus of said banks by providing that the State Banking Board may relieve such bank of such order upon finding of conditions justifying such relief; and declaring it to be an offense to receive deposits after refusal or failure of such bank or banking corporation to comply with any order or requirement of the State Banking Board pursuant to the provisions of this act, and fixing the penalty and punishment therefor."

H. B. No. 354, "An Act to make effective the provisions of Section 59 of Article 16 of the Constitution of the State of Texas with respect to conservation of the natural resources of the State, the same having been adopted as a constitutional amendment by a vote of the people in 1917; and amending Sections 1, 2 and 3 of Chapter 88, General Laws, Thirty-fifth Legislature, so as more specifically to define the public waters of the State of Texas, and provide for their appropriation, diversion and use, and declaring an emergency."

H. B. No. 359, "An Act fixing the venue in prosecution for bigamy, and declaring an emergency."

H. B. No. 359, "An Act authorizing cities of over fifty thousand inhabitants to amend their charters by a majority vote of the qualified voters of said city, so as to extend their corporate limits to include adjoining and contiguous territory, where the annexed territory does not include any city or town of more than five thousand inhabitants; providing for the abolishment of the incorporation of any such annexed city or town having less than two thousand inhabitants, the abolishing of the offices thereof; providing for the assumption of the outstanding liabilities against the territory annexed; providing how any special funds on hand of such annexed city or town shall be applied; providing for the collection of all claims, debts and taxes due to said annexed territory; repealing all laws in conflict with this act, and declaring an emergency."

H. B. No. 430, "An Act to amend Section 29, Chapter 118, General Laws of the Thirty-second Legislature, Regular Session, approved March 28, 1911, as amended by Chapter 36, page 91, General Laws, Thirty-third Legislature, First Called Session, 1913, entitled 'An Act to authorize the commissioners courts of the several counties of Texas to create and establish drainage districts; construct canals, drains and ditches; to make levees, improve streams and water courses and make

other improvements for the purpose of drainage, etc., and declaring an emergency; the said section relating to the execution of a bond by the county judge after registration of drainage bonds; payment of premium by drainage district if bond is executed by surety company, and providing for the compensation of the county judge for his service, so that said section shall hereafter read as herein set out, and declaring an emergency."

H. B. No. 446, "An Act relative to public roads of Wilbarger county, and to create a more efficient road system for Wilbarger county, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

SENATE BILL NO. 82 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 82, A bill to be entitled "An Act to amend Article 4621, Chapter 3, Title 68, of the Revised Statutes of Texas of 1911, as amended by Chapter 194, Section 1, of the Acts of the Regular Session of the Thirty-fifth Legislature, by providing that the separate property of the husband shall not be subject to torts of the wife and the separate property of the wife shall not be subject to the torts of the husband, and the community property of the husband and wife shall not be subject to the torts of the wife, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 110 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 110, A bill to be entitled "An Act forbidding transactions of business in Texas under an assumed name other than the real name or names of the individuals conducting such business, unless such individuals file in the office of the clerk of the county where such business is to be conducted a certificate containing the names and addresses of such; providing for the keeping of special record of such certificates by the county clerks of the State; providing for a filing fee to be paid the county clerk for filing such certificate; making it a misdemeanor not to comply with the provisions of the act, and fixing a penalty for such failure."

The bill was read third time and was passed.

SENATE BILL NO. 117 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 117, A bill to be entitled "An Act to provide for the extension of time in which to develop oil and gas under permits heretofore issued under the Mineral Act of 1917 upon islands, salt water lakes, bays, inlets, marshes and reefs owned by the State of Texas within tide water limits and that portion of the Gulf of Mexico within the jurisdiction of Texas."

The bill was read third time and was passed.

SENATE BILL NO. 163 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 163, A bill to be entitled "An Act amending Article 4606 of Title 67 of Revised Civil Statutes of Texas, 1911, declaring the eleventh day of November of each year a legal holiday and designating November 11 as 'Victory Day.'"

The bill was read third time and was passed.

SENATE BILL NO. 166 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 166, A bill to be entitled "An Act to establish a Texas Industrial School and Workshop for the adult blind of the State; providing for a board to locate such institution and to manage its affairs; providing for an appropriation, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 180 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 180, A bill to be entitled "An Act to amend Section 1, Chapter 76, General Laws passed at the Regular Session of the Thirty-sixth Legislature, defining what constitutes a public weigher, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 217 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 217, A bill to be entitled "An Act amending Articles 3297 and 3300 of Chapter 7 of Title 52 of the Revised Civil Statutes of the State of Texas and adding thereto Articles 3300a and 3300b, so as to provide that temporary administrators appointed may be made permanent administrators, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 225 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 225, A bill to be entitled "An Act to amend Article 6401 of the Revised Civil Statutes of 1911, providing for the trial and investigation of matters in suits brought by quo warranto proceedings, and providing for appeals in such cases, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 263 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 263, A bill to be entitled "An Act fixing the maximum passenger rate that may be charged by any steam railroad company or interurban railway company for transporting certain peace officers of this State, when traveling on official business between points within this State, making it an offense for any steam railroad company or electric interurban railway company or any person or persons operating the same, or the receivers or lessees thereof, or any officer, agent or employe of any such company in this State to charge more than such maximum rate, and prescribing a penalty therefor; declaring it to be an offense for any peace officer entitled to the benefits of this act to accept the benefits thereof when traveling on other than official business, or for any person not entitled to the benefits of this act to falsely represent himself as entitled to the same and to purchase or offer to purchase transportation at the rate fixed by this act; fixing a penalty therefor, and declaring an emergency."

The bill was read third time.

Mr. Barrett of Fannin offered the following amendments to the bill:

(1)

Amend the caption so that same shall read as follows:

A bill to be entitled "An Act permitting any steam railroad company or interurban railroad company, or any person or persons operating the same, or any receiver or receivers, or lessee or lessees thereof to transport certain peace officers of this State when traveling on official business between points within this State at the reduced rate of one cent per mile; prescribing a penalty against any peace officer named for procuring and using such reduced transportation for any other than official business connected with the duties of his office and against any person not entitled to the benefits of the act who shall falsely represent himself as entitled to the reduced transportation and shall purchase or offer to purchase transportation at the rate provided for in this act, and declaring an emergency."

(2)

Amend Section 1 so that the same shall read as follows:

"From and after the passage of this act any steam railroad company, or any electric interurban railroad company, or any person or persons operating the same, or any receiver or receivers, or lessee or lessees thereof shall be permitted to transport between points wholly within this State at the reduced rate of one cent per mile, while traveling on official business connected with their respective offices, the following named peace officers, to wit:

"Adjutant General of the State of Texas, State Rangers, the sheriff of any county, his deputies to be designated by him, constables, chiefs of police and assistant chiefs and captains, city marshals, chief of the detectives of any county or city and assistant detectives."

Amend act by striking out Section 2 and renumbering the succeeding sections.

The amendments were severally adopted.

Senate bill No. 263 was then passed.

SENATE BILL NO. 264 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 264, A bill to be entitled "An Act to amend Article 6278 of Chapter 2 of Title 105 of the Revised Civil Statutes of the State of Texas of 1911, denying payment of pensions to those

otherwise entitled to same while inmates of the Texas Confederate Home or while confined in any of the asylums of this State, at the expense of the State, or while confined in the State penitentiary to satisfy a judgment of conviction, so as to provide that inmates of the Confederate Home and inmates of the Confederate Woman's Home shall be entitled to receive pension payments equal to one-half the amount they would be entitled to receive if they were not inmates of such home, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 282 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 282, A bill to be entitled "An Act to amend Article 4459, Chapter 6, Title 65, Revised Civil Statutes of the State of Texas of 1911, relative to dangerous diseases and insect pests that depredate upon fruit trees and nursery stock; prescribing methods of dealing with such diseases and insect pests and adding to such list of diseases and insect pests the words citrus canker, plum canker, fire blight, Florida red scale, cottony cushion scale, and woolly aphis, declaring all fruit trees and nursery stock infected or infested with any disease or insect pest mentioned herein a public nuisance, and providing for the treatment and destruction of all fruit trees and nursery stock found to be so infected or infested, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 306 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 306, A bill to be entitled "An Act creating the Stuart Independent School District in Cameron county, Texas, and defining its boundaries; providing for the election of a board of trustees; providing for the selection of a secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees, and prescribing their qualifications; investing said district with all the rights, powers, etc., of a town or village incorporated under the general laws of the State for free school purposes only, and declaring an emergency."

The bill was read third time.

Mr. Branch offered the following amendment to the bill:

Amend Senate bill No. 306 by striking out all after the word "the" in line 2, page 2, down to the word "thence" in line 5, page 2, and insert in lieu thereof the following:

"Point in the middle line running north and south exactly dividing the said W. T. Adams tract in two equal portions. Thence in a southerly direction with said middle line dividing said Adams tract into two equal portions to a point on the north bank of the Aroyo Colorado."

The amendment was adopted.

Senate bill No. 306 was then passed.

SENATE BILL NO. 312 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 312, A bill to be entitled "An Act to amend Article 1096d, Title 22, Chapter 17, Acts of 1913, relating to the Home Rule Act, conferring powers on cities having more than five thousand inhabitants, and by adding thereto the hereinafter powers upon such cities, to regulate the location, size, height, bulk and use of buildings within certain zones or districts and to divide such cities into zones or districts, and to prescribe building lines and to authorize the creation of a board of review or appeals as may be deemed advisable in any charter adopted by any such city under the Home Rule provision of the Constitution."

The bill was read third time.

Mr. Thompson of Red River offered the following amendment to the bill.

Amend Senate bill No. 312 by adding at the end of Section 1 the following:

"The provisions of this act, however, shall not apply to the properties of railroads and carriers under the jurisdiction and control of the Railroad Commission."

The amendment was lost.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—96.

Mr. Speaker.	Beasley
Adams.	of McCulloch.
Aiken.	Beavens.
Baker.	Binkley.
Barrett of Bell.	Black, O. B.,
Barrett of Fannin.	of Bexar.
Bass.	Black, W. A.,
Beasley	of Bexar.
of Hopkins.	Bonham.

Brady.	Miller of Dallas.
Branch.	Miller of Parker.
Bryant.	Morgan.
Burkett.	Morris of Medina.
Burmeister.	Morris
Carpenter.	of Montague.
Chitwood.	Mott.
Coffee.	Neblett.
Cox.	Owen.
Crawford.	Perkins
Crumpton.	of Cherokee.
Cummins.	Perkins of Lamar.
Curtis.	Perry.
Darroch.	Pollard.
Davis, John E.,	Pool.
of Dallas.	Quicksall.
Davis, John,	Quinn.
of Dallas.	Rice.
Dinkle.	Rogers of Harris.
Duffey.	Rosser.
Duncan.	Rowland.
Edwards.	Satterwhite.
Faubion.	Shearer.
Fly.	Sims.
Garrett.	Smith.
Greer.	Sneed.
Griassom.	Stevenson.
Hall.	Stewart
Hanna.	of Edwards.
Hardin.	Stewart of Reeves.
Henderson	Swann.
of McLennan.	Sweet of Brown.
Hendricks.	Teer.
Hill.	Thomas
Johnson	of Limestone.
of Gillespie.	Thomason.
Johnson	Thompson
of Wichita.	of Harris.
Jones.	Thorn.
Kellis.	Thrasher.
Kveton.	Veatch.
Laird.	Walker.
Lauderdale.	West.
Looney.	Westbrook.
McDaniel.	Williams
McKean.	of Montgomery.
Menking.	Wright.

Nays—14.

Baldwin.	Lindsey.
Barker.	Martin.
Burns.	Rogers of Shelby.
Harrington.	Sweet of Tarrant.
Kacir.	Thompson
King.	of Red River.
Lawrence.	Wessels.

Absent.

Brown.	Lackey.
Estes.	McCord.
Fugler.	Malone.
Harrison.	Melson.
Henderson	Merriman.
of Marion.	Moore.
Horton.	Patman.
Johnson of Ellis.	Pope.

Quaid.	Stephens.
Rountree.	Wadley.
Schweppe.	Wallace.
Seagler.	Webb.

Absent—Excused.

Childers.	Marshall.
Laney.	Mathes.
Leslie.	Williams
McFarlane.	of McLennan.
McLeod.	

Mr. Miller of Dallas moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

REQUESTING RETURN OF SENATE BILL NO. 287.

Mr. Bryant moved that the Senate be requested to return to the House for further consideration Senate bill No. 287.

The motion prevailed.

FREE CONFERENCE COMMITTEE ON SENATE JOINT RESOLUTION NO. 4.

The Speaker announced the appointment of the following free conference committee on the part of the House on Senate joint resolution No. 4:

Messrs. Horton, Rountree, Melson, Moore and Pope.

RECESS.

On motion of Mr. Satterwhite, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by Mr. Cox.

PRESENTATIONS TO THE SPEAKER.

Mr. Cummins, on behalf of the members of the House, presented Speaker Thomas with a diamond scarf pin.

Mr. John Davis of Dallas, on behalf of the stenographers, presented Speaker Thomas with a Shrine pin.

Mr. Johnson of Ellis, on behalf of the officers and clerks of the House, presented Speaker Thomas with a gold chain and knife.

Mr. Seagler, on behalf of the pages, presented Speaker Thomas with a gold fountain pen.

Mr. Crumpton, on behalf of the porters, presented Speaker Thomas with an umbrella.

Speaker Thomas then thanked the donors for the gifts.

PRESENTATION TO HON. JOHN E. DAVIS.

Mr. Johnson of Wichita, on behalf of the stenographers, presented Mr. John E. Davis of Dallas with a smoking set.

Mr. Davis then thanked the donors for the gift.

PRESENTATION TO SERGEANT-AT-ARMS.

Mr. O. B. Black of Bexar, on behalf of the porters, presented Joe White, Sergeant-at-Arms, with an umbrella.

Sergeant-at-Arms White then thanked the donors for the gift.

(Speaker in the chair.)

EXPRESSING APPRECIATION TO MISS TAULBEE.

Mr. John Davis of Dallas offered the following resolution:

Be it resolved by the House of Representatives, for and on behalf of themselves and for and on behalf of the stenographers of the House, That we express our appreciation for the diligent service performed by Miss Ora Taulbee, as head stenographer of the House, and for her courteous and considerate treatment of the stenographers, as well as the members of the House, and John E. Davis of Dallas, chairman of the Contingent Expense Committee, and we wish for Miss Ora Taulbee a long life and much happiness.

The resolution was read second time and was adopted.

EXTENDING THANKS TO MR. AND MRS. SEVIER.

Mr. Horton offered the following resolution:

Whereas, The members of the House of Representatives, including their wives, were guests of Mr. and Mrs. Henry Hulme Sevier at Laguna Gloria, their beautiful country estate near Austin, at a reception given in honor of the Thirty-seventh Legislature, on the afternoon of Wednesday, March 9, 1921; and

Whereas, The occasion was a most delightful one; therefore, be it

Resolved by the House of Representatives, That we tender to Mr. and Mrs. Sevier our thanks for the honor and assure them that it was a real pleasure to visit their splendid home and enjoy their wonderful hospitality; and be it, further

Resolved, That a copy of this resolu-

tion, signed by the Speaker and the Chief Clerk of the House, be sent to Mr. and Mrs. Sevier.

The resolution was read second time and was adopted.

RELATING TO TEXAS STATUTES.

Mr. Bonham offered the following resolution:

Whereas, Near the beginning of the present Session of the Thirty-seventh Legislature, the House purchased for the use of its members, approximately thirty-seven copies of the complete Texas Statutes, civil and criminal, up to and including 1920, to be kept in charge by the Sergeant-at-Arms; and

Whereas, After the adjournment of the Legislature, said statutes might be used in the Texas State Library with advantage and profit, and can be returned by said Librarian to the Sergeant-at-Arms when the Legislature convenes in future sessions; therefore, be it

Resolved, That at once after sine die adjournment the Sergeant-at-Arms be, and he is hereby directed to turn over to the Librarian of the State Library all of said volumes above mentioned, and to take the receipt of said Librarian therefor; that said Librarian be, and is hereby requested and directed to take charge of said volumes, take proper care of the same, allowing reasonable use thereof the same as other books in the Library, and to return said books to the Sergeant-at-Arms upon his request therefor, when the next session of the Legislature convenes.

Signed—Bonham, John Davis of Dallas.

The resolution was read second time and was adopted.

(Mr. Curtis in the chair.)

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 384, A bill to be entitled "An Act reorganizing and adjusting the Fourth and Seventy-first Judicial Districts of Texas, incorporating Gregg county in the Seventy-first Judicial District and fixing the time of holding court in each of the several counties of said two districts, and providing for the proper administration of said courts."

H. B. No. 571, A bill to be entitled

"An Act providing for a board of permanent road commissioners for any political subdivision or defined district of Denton county, Texas, to have charge of the expenditure of the proceeds of any road bonds voted by such political subdivision or defined district, and the construction of roads or highways with such proceeds in connection with the county commissioners of said political subdivision or defined district; providing for qualifications, compensation and bond of the members of such commission, and declaring an emergency."

H. B. No. 137, A bill to be entitled "An Act to amend Article 1614 of the Revised Civil Statutes of Texas of 1911, so as to permit the filing of typewritten briefs, and declaring an emergency."

H. B. No. 565, A bill to be entitled "An Act relative to the jurisdiction of the county court of Edwards county, Texas, conferring upon said court civil and criminal jurisdiction and conforming the jurisdiction of the district court of said county to such change."

H. B. No. 577, A bill to be entitled "An Act creating the Lueders Independent School District of Jones county, Texas; defining its boundaries; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas on independent school districts, and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any and all former school districts included within the boundaries hereof shall remain in full force and effect; providing that such board of trustees shall have the power to take, receive, sell, convey, transfer and dispose of real and personal property; repealing Chapter 11 of the Special Laws of Texas passed at the Second Called Session of the Thirty-first Legislature; providing for elementary schools at convenient locations; providing for transportation of pupils, and declaring an emergency."

H. B. No. 584, A bill to be entitled "An Act creating the Hull Independent School District in Liberty county, Texas, defining its boundaries, providing for a board of trustees to manage schools within said district, and investing the said district with the rights, powers, authority, jurisdiction, privileges and duties of a town or village incorporated for free school purposes only under the general laws, and declaring an emergency."

H. B. No. 541, A bill to be entitled "An Act creating the Laketon Inde-

pendent School District in Gray county, Texas, covering territory now known as the Common School Districts Nos. 1, 4, 7, 14, and a part of the Common School Districts Nos. —; defining its boundaries and providing for the election of a board of trustees and the election thereof and the manner of determining their term of office; defining their qualifications, powers, duties and authority, and defining their limitations, and providing for filling vacancies in said board; authorizing the board of trustees to levy, assess and collect taxes, to pay the current expenses in the maintenance and support of the public free school therein; providing for a secretary, treasurer, tax assessor and collector and other officers and committees, and defining their duties, and providing for their compensation; providing the manner of assessing taxes; providing for a board of equalization and defining its powers and duties, and defining a basis for equalization; vesting all the property of the above named common school districts and parts of common school districts in the Laketon Independent School District, and providing that Laketon Independent School District shall be liable for all claims and debts now existing against said above named common school district, and providing for the management and control of the public free schools in said independent school district, and declaring an emergency."

H. B. No. 235, A bill to be entitled "An Act to amend Chapter 42 of the Special and Local Laws passed by the Thirty-sixth Legislature at its Second Called Session, defining and establishing the boundaries and limits of Common School District No. 6 of San Patricio county, Texas, and declaring an emergency," with amendments.

H. B. No. 554, A bill to be entitled "An Act creating the Los Fresnos Independent School District in Cameron county, Texas, and defining its boundaries; providing for the election of a board of trustees therefor; providing for the selection of a secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees and prescribing their qualifications; investing said district with all the rights, powers, privileges and duties of a town or village incorporated under the general laws of the State for free school purposes only, and declaring an emergency."

H. B. No. 237, A bill to be entitled "An Act amending Chapter 97 of the

Local and Special Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, defining and establishing the boundaries of said Mathis Independent School District, and repealing Chapter 81 of the Local and Special Laws passed by the Thirty-sixth Legislature of Texas at its Second Called Session," with amendments.

H. B. No. 512, A bill to be entitled "An Act to amend Articles 1070 and 1075 of Chapter 15, Title 22, of the Revised Civil Statutes of the State of Texas of 1911, as amended by the General Laws of the Regular Session of the Thirty-third Legislature, both of which articles of the statutes relate to commission form of government for cities and towns of less than 5000, and declaring an emergency."

H. B. No. 557, A bill to be entitled "An Act creating the Mullin Independent School District in Mills county, Texas; defining its boundaries, including the present Mullin Independent School District; providing for a board of trustees in said district, conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof, or any other law or laws that may be hereafter enacted governing independent school districts created or incorporated for free school purposes only under the general laws of this State, providing that the present board of trustees continue in office until the expiration of their respective terms, and declaring an emergency."

H. B. No. 387, A bill to be entitled "An Act to validate certain sales of certain public free school lands sold to purchasers by the State on September 22, 1905; January 8, 1906, and September 5, 1907, and declaring an emergency."

H. B. No. 563, A bill to be entitled "An Act creating Wells County Line Independent School District in Cherokee and Angelina counties, Texas, including within its limits that certain territory described by metes and bounds; providing for its management by a board of trustees; providing for vesting certain rights, powers, privileges and duties; providing for a board of equalization; fixing their duties and powers; providing for the levy of taxes; providing for the disposition of schoolhouses; providing for assuming and care of present debts in bonds and of any other natures; declaring this act

as cumulative, and declaring an emergency."

H. B. No. 135, A bill to be entitled "An Act amending Article 282 of the Revised Civil Statutes of Texas of 1911, and requiring a garnishee, though a non-resident of the county in which the suit is pending, to file his answer in the county where the suit, out of which the garnishment proceedings arose, is pending; repealing Articles 283, 284, 285, 286, 287, 288, 289, 290, 291 and 292 of the Revised Civil Statutes of Texas of 1911 and all laws in conflict herewith; amending Article 293 of said Revised Civil Statutes of Texas of 1911, fixing the conditions under which judgment may be enforced against a garnishee; amending Article 302 of the Revised Civil Statutes of Texas of 1911, fixing the jurisdiction of garnishment proceedings in cases where the garnishee is a foreign corporation, or is a non-resident of the county where the main suit out of which the garnishment proceedings arose is pending; providing for notice before applying the provisions of this act to garnishment proceedings pending when this act takes effect, and declaring an emergency," with amendment.

H. B. No. 566, A bill to be entitled "An Act to amend House bill No. 602, Chapter 21, page 79, of the Local and Special Laws of the Thirty-fifth Legislature, passed at its Regular Session, approved February 23, 1917, creating the Buna Independent School District, so as to correct the field notes in said act and providing for the Buna Independent School District, known as Common School District No. 13 in Jasper county, Texas, and defining its boundaries; and providing for the creating of trustees thereof, to levy, assess and collect special taxes and conferring upon the board of trustees plenary powers; and providing authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same, and to levy a tax therefor; and to pay current expenses for the maintenance and support of said schools; providing for a board of equalization and prescribing the duty and authority of said board; and further prescribing the duty and authority of said board; and further prescribing the duty and authority of the board of trustees; declaring valid a maintenance tax heretofore voted, and repealing all laws in conflict herewith in so far as they conflict with this act, and declaring an emergency."

H. B. No. 139, A bill to be entitled "An Act to amend Section 61 of Article 30, Title 5, of the Revised Statutes, changing the time of holding the terms of the district court of the Sixty-first Judicial District of Texas, repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

H. B. No. 279, A bill to be entitled "An Act to validate all sales of Deaf and Dumb Asylum land made on April 9, 1903, and declaring an emergency," with amendments.

H. B. No. 504, A bill to be entitled "An Act to fix the time of holding the courts in the Thirty-eighth Judicial District of Texas; changing the time of holding the district court in Kerr county, and repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 364, A bill to be entitled "An Act amending Article 2930, Chapter 4, Title 49, Revised Civil Statutes of the State of Texas of 1911, as amended by Senate bill No. 33, Chapter 40, General Laws of the State of Texas, passed at the First Called Session of the Thirty-fifth Legislature and approved May 26, 1917, regulating elections, prescribing certain qualifications of voters, and providing for absentee voting."

H. B. No. 529, A bill to be entitled "An Act to amend Chapter 5 of the Acts of the Thirty-sixth Legislature, Third Called Session, being 'An Act creating the county court at law for Wichita county, Texas, and fixing and defining its duties, powers and jurisdiction and also fixing the salaries of the judge of the county court at law and the salary of the county judge of Wichita county, Texas'; to further provide and authorize the judge of the county court, Wichita county, at law to appoint an official shorthand reporter for the county court, Wichita county, at law and also fixing and providing for and specifying the manner of payment of the compensation for the official shorthand reporter of the county court, Wichita county, at law, and declaring an emergency."

H. B. No. 223, A bill to be entitled "An Act to validate, ratify and confirm certain titles to lands in the Baltazar de la Garza grant of land in Nacogdoches county, abandoning all claims of the State of Texas to said lands, and declaring an emergency."

H. B. No. 582, A bill to be entitled "An Act attaching the unorganized county of Cochran to the county of Hockley for judicial purposes; provid-

ing that all books, papers, documents, records and property of every kind properly belonging to the county of Cochran and now in the possession or control of the county of Lubbock, or of any official of Lubbock county, shall be as soon as possible transferred and delivered to the proper officials of Hockley county; providing that all expenses incurred in effecting such transfer shall be borne and paid by the county of Hockley out of its general revenues; repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 236, A bill to be entitled "An Act to establish District No. 3 in San Patricio county, Texas, extending its boundaries so as to include certain lands heretofore included in Mathis Independent School District, in said county; providing that such lands and personal property that were situated in said Mathis Independent School District as it existed since the 20th day of October, 1919, shall continue to be subject to taxation for purposes voted by tax payers of said Mathis Independent School District, in elections, if any, held since said October 20, 1919, and giving the board of trustees of said School District No. 3 certain powers in the election of teachers," with amendments.

H. B. No. 239, A bill to be entitled "An Act amending Section 2 of Chapter 73 of the Local and Special Laws of the State of Texas passed by the Thirty-sixth Legislature at its Regular Session, said act creating the Tynan Independent School District in Bee, San Patricio and Live Oak counties, Texas, said act being amended by changing boundaries of said district set out in Section 2 thereof, and declaring an emergency."

H. B. No. 527, A bill to be entitled "An Act to create a special road law for Medina county; to provide for a special road tax; making the county commissioners of said county ex-officio road supervisors, and prescribing their duties as such, and providing for their compensation as such road supervisors; providing that in said county the payment of taxes by labor is abolished, and that all provisions of law concerning road overseers shall be of no further force or effect; providing that said commissioners shall have authority to hire road bosses and fix their compensation as such; providing that said special law shall be cumulative of all general laws on the subject and shall be taken notice of by all the courts in

the same manner as the general laws of the State of Texas on the subject of roads and bridges when not in conflict therewith, but in case of conflict this act shall control as to Medina county; that Chapter 28, Special Laws of the State of Texas, passed by the Thirtieth Legislature, which took effect March 18, 1907, and which was amended by Chapter 93 of the Special Laws of the State of Texas and passed by the Thirty-fourth Legislature, and which took effect on the 22nd day of June, 1915, is hereby re-enacted and amended so as to read as follows."

H. B. No. 247, A bill to be entitled "An Act creating a more efficient road system for Tyler county, Texas; providing that each commissioner of the same shall be ex-officio road commissioner of his precinct; providing for an inspection of roads, bridges and culverts by said commissioners; providing for bonds, compensation and duties, and providing for the work of delinquent poll taxpayers on the public roads and relieving them from the performance of said road work by the payment of \$5; providing that the commissioners court shall have power to build roads, bridges, culverts, etc., by private contract; providing that the commissioners court may employ a superintendent who shall be an experienced civil engineer in road building; providing penalties for the violation of this act, and this act shall be cumulative of all general laws of this State not in conflict herewith; repealing Chapter 82, Special Laws, passed by the Thirty-second Legislature, and declaring an emergency."

H. B. No. 525, A bill to be entitled "An Act making appropriation for the purchase by the Adjutant General of Texas of fireproof filing cabinets for the storing and preserving of the war records of the soldiers, sailors, marines and nurses of Texas, who served in the world war, and declaring an emergency."

H. B. No. 581, A bill to be entitled "An Act to amend Chapter 118, Special Laws, passed at the Regular Session of the Thirty-fifth Legislature, the same being a special law for Cherokee county, Texas, etc., and declaring an emergency."

H. B. No. 519, A bill to be entitled "An Act amending Section 25 of Chapter 60 of the General Laws of the Regular Session of the Legislature, as amended and enacted by Chapter 12 of the General Laws of the first Called Ses-

sion of the Thirty-fifth Legislature so as to authorize the county commissioners courts to appoint a person, or persons, to administer hog cholera virus without the necessity of obtaining the permission of the Live Stock Sanitary Commission, and declaring an emergency."

H. B. No. 32, A bill to be entitled "An Act to authorize the creation of international trading corporations in this State under the general corporation laws of this State, which will authorize such corporations to engage in business of international trading, trading the products of the farm, ranch, orchard, mine and forest, and engage in the sale of same to foreign countries, and permitting the residents of foreign countries to take stock in such corporations, and permitting such corporations to take in payment for capital stock property at an appraised value, to be determined upon by a board of appraisers selected by the Secretary of State of the State of Texas, who are familiar with the value of such properties; providing that the control of said corporation shall never be surrendered to any country save and except the United States of America and that a majority of said stock shall always be owned by citizens of Texas and the United States and that a majority of the directors shall be citizens of Texas; providing a penalty for vesting more than a majority of stock in a foreign country, and declaring an emergency."

H. B. No. 514, A bill to be entitled "An Act to amend the special road law in force in Van Zandt county, as enacted by the Thirty-third Legislature, and approved March 25, 1913, and as amended by the Thirty-fourth Legislature, and approved March 15, 1915, by striking out Section 11 thereof and correcting Sections Nos. 12 and 13 so as to read Sections Nos. 11 and 12, respectively."

H. B. No. 341, A bill to be entitled "An Act to amend Article 7617, Chapter 13, Title 126, of the Revised Statutes of 1911, and providing additional duties of the tax collector, requiring an entry upon the tax rolls when payment of taxes has been made, and prescribing that such entry shall be taken as evidence of the payment of said tax; specifying a penalty for failure to perform such duties, and declaring an emergency."

H. B. No. 271, A bill to be entitled "An Act amending Article 2826 of the

Revised Civil Statutes of Texas of 1911, and dispensing with the requirement that public school teachers make affidavit in connection with salary checks as now provided by said statutes, and declaring an emergency."

H. B. No. 452, A bill to be entitled "An Act to validate sales of certain public school lands situated in whole or in part in Uvalde county, State of Texas, sold by the State on November 28, 1904; September 20, 1909, and January 2, 1919, and declaring an emergency."

H. J. R. No. 30, Relating to the amending of Article 17, Section 58, of the Constitution of the State of Texas, abolishing the Board of Prison Commissioners, providing for the supervision and management of the prison system under such laws as may be provided for by the Legislature.

Has granted the request of the House for a Free Conference Committee on House bill No. 154 and has appointed the following named Senators on the part of the Senate:

Senators Baugh, Dudley, Bledsoe, Lewis and McMillin.

And has refused to concur in House amendments to Senate bill No. 193 and asks for a Free Conference Committee. The following named Senators have been appointed on the part of the Senate:

Senators Floyd, Darwin, Page, Wood and Lewis.

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

EXTENDING THANKS TO THE GOVERNOR.

Mr. Rogers of Harris offered the following resolution:

Whereas, The Governor, Pat M. Neff, extended to the members of the Thirty-seventh Legislature the hospitality of assembling at the Mansion; and

Whereas, The said members accepted said hospitality and realizing that same was given in the same spirit same was accepted; be it

Resolved, That the Legislature extend to our Governor our sincere thanks and appreciations and each member extend to him our co-operation and support of the functions of our government.

The resolution was read second time and was adopted.

RELATING TO ROLL CALLS.

Mr. Rountree, Mr. Dinkle and Mr. Faubion offered the following resolution:

Whereas, Much time is now being consumed by the House in roll calls which

might be saved for the more important matter of considering measures; and

Whereas, Several State Legislatures have already installed and are now successfully using electrical voting machines thereby effecting a saving of much valuable time; therefore, be it

Resolved by the House of Representatives of the Thirty-seventh Legislature of the State of Texas, That the Speaker is hereby authorized and directed to appoint a committee of three (3) members of the House to investigate thoroughly the electrical voting devices now being manufactured and ascertain from the States now using them just how successful they have been; and provided that said committee be authorized to make the necessary arrangement, without cost to the State, with some manufacturer of such devices to make a practical demonstration of such machines in this House at the next Called or Regular Session.

The resolution was read second time and was adopted.

HOUSE BILL NO. 135 WITH SENATE AMENDMENTS.

Mr. Bonham called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 135, A bill to be entitled "An Act amending Article 282 of the Revised Civil Statutes of Texas of 1911, and requiring a garnishee though a non-resident of the county in which the suit is pending, to file his answer in the county where the suit, out of which the garnishment proceedings arose, is pending; repealing Articles 283, 284, 285, 286, 287, 288, 289, 290, 291 and 292 of the Revised Civil Statutes of Texas of 1911 and all laws in conflict herewith; amending Article 293 of said Revised Civil Statutes of Texas of 1911 fixing the conditions under which judgment may be enforced against a garnishee; amending Article 302 of the Revised Civil Statutes of Texas of 1911, fixing the jurisdiction of garnishment proceedings in cases where the garnishee is a foreign corporation, or is a non-resident of the county where the main suit out of which the garnishment proceedings arose is pending; providing for notice before applying the provisions of this act to garnishment proceedings pending when this act takes effect, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Bonham the House concurred in the Senate amendments.

HOUSE BILL NO. 237 WITH SENATE AMENDMENTS.

Mr. Bonham called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 237, A bill to be entitled "An Act amending Chapter 97 of the Local and Special Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, defining and establishing the boundaries of said Mathis Independent School District, and repealing Chapter 81 of the Local and Special Laws passed by the Thirty-sixth Legislature of Texas at its Second Called Session."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Bonham, the House refused to concur in the Senate amendments.

REQUEST OF SENATE GRANTED.

On motion of Mr. Thomason the request of the Senate for a Free Conference Committee on Senate bill No. 193 was granted.

HOUSE BILL NO. 235 WITH SENATE AMENDMENTS.

Mr. Bonham called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 235, A bill to be entitled "An Act to amend Chapter 42 of the Special and Local Laws passed by the Thirty-sixth Legislature at its Second Called Session defining and establishing the boundaries and limits of Common School District No. 6 of San Patricio county, Texas, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Bonham, the House refused to concur in the Senate amendments.

HOUSE BILL NO. 236 WITH SENATE AMENDMENTS.

Mr. Bonham called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 236, A bill to be entitled "An Act to establish District No. 3, in San Patricio county, Texas, extending its boundaries so as to include certain lands heretofore included in Mathis Independent School District, in said coun-

ty; providing that such lands and personal property that were situated in said Mathis Independent School District, as it existed since the 20th day of October, 1919, shall continue to be subject to taxation for purposes voted by tax payers of said Mathis Independent School District, in elections, if any, held since said October 20, 1919, and giving the board of trustees of said School District No. 3 certain powers in the election of teachers."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Bonham, the House refused to concur in the Senate amendments.

HOUSE BILL NO. 239 WITH SENATE AMENDMENTS.

Mr. Bonham called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 239, A bill to be entitled "An Act amending Section 2 of Chapter 73 of the Local and Special Laws of the State of Texas passed by the Thirty-sixth Legislature at its Regular Session, said act creating the Tynan Independent School District in Bee, San Patricio and Live Oak counties, Texas, said act being amended by changing boundaries of said district set out in Section 2 thereof, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Bonham, the House refused to concur in the Senate amendments.

FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 193.

The Speaker announced the appointment of the following members on the part of the House on the Free Conference Committee on Senate bill No. 193:

Messrs. Thomason, Thompson of Harris, Burmeister, Fly and Sweet of Tarrant.

RELATING TO SUPPLIES IN SERGEANT-AT-ARMS' ROOM. •

Mr. John E. Davis of Dallas offered the following resolution:

H. C. R. No. 41, Relating to supplies in Sergeant-at-Arms' room.

Whereas, At the end of this session of the Legislature there will be some furniture, fixtures, stationery and supplies purchased for use of the Senate and House left in the Sergeant-at-Arms' rooms of the Senate and House, all of

which will be needed at the Special Session to follow in a few months; and

Whereas, We are advised that other departments of the State government have heretofore taken out and used some of such articles of furniture, etc., when the Legislature was not in session; and

Resolved, That the Lieutenant Governor and Speaker of the House, acting together, shall appoint a porter to take charge of the Senate Chamber and Hall of the House of Representatives and connecting rooms, and to care for same during the time intervening between the close of this session and the beginning of the next. And it shall be the duty of said porter to see that all furniture, fixtures, stationery and supplies purchased for use of the Senate and House are kept where they belong. And said porter is hereby instructed to thoroughly clean the carpets, furniture and other fixtures, windows, etc., and have the Senate Chamber and Hall of the House in good condition when the next session convenes. And it shall also be the duty of said porter to care for the quarters set apart for the use of the Lieutenant Governor and Speaker; and House Concurrent Resolution No. 38, in so far as it applies to this work, be and the same is hereby repealed. Said porter shall receive a salary of \$50 per month to be paid out of the mileage and per diem fund of the Thirty-seventh Legislature on vouchers properly issued, half of said salary to be paid by vouchers signed by the Lieutenant Governor and Secretary of the Senate and the other half by vouchers signed by the Speaker and Chief Clerk of the House.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 11, 1921.
Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a Free Conference Committee on House bill No. 184, and the following named Senators have been appointed on the part of the Senate:

Senators Suiter, Witt, Hertzog, Woods and Richards.

Respectfully,
A. W. HOLT,
Assistant Secretary of the Senate.

HOUSE BILL NO. 279 WITH SENATE AMENDMENTS.

Mr. Burkett called up from the

Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 270, A bill to be entitled "An Act to validate all sales of Deaf and Dumb Asylum land made on April 9, 1903, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Burkett, the House concurred in the Senate amendments.

HOUSE CONCURRENT RESOLUTION NO. 40 WITH SENATE AMENDMENTS.

Mr. Faubion called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 40, Relating to furniture in the Governor's office.

The Speaker laid the resolution before the House and the Senate amendments were read.

On motion of Mr. Faubion, the House concurred in the Senate amendments.

HOUSE BILL NO. 309 WITH SENATE AMENDMENTS.

Mr. Greer called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 309, A bill to be entitled "An Act fixing the compensation of county commissioners in counties having a population of as much as twenty-eight thousand and less than twenty-nine thousand, according to the last United States census, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Greer, the House concurred in the Senate amendments.

HOUSE BILL NO. 419 WITH SENATE AMENDMENTS.

Mr. Owen called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 419, A bill to be entitled "An Act for the creation of road districts, including one or more existing road districts and other territory in addition thereto, and for the issuance of bonds by such districts; providing for including within such districts any part of a road district or districts that overlap a levee district, drainage district or any other district created under the laws passed pursuant to Section 52, Article 3, of the Constitution, and for the pay-

ment of bonded debts incurred by such road districts so encroached upon; providing for the construction and maintenance of roads outside the limits of a road district; providing that any county or road district acting under the provisions of Section 52 of Article 3 of the Constitution may create indebtedness for the purpose of maintaining roads upon a vote of a two-thirds majority of the resident property tax payers voting of such county operating under a special road law may avail itself of the provisions of this act, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Owen, the House concurred in the Senate amendments.

HOUSE BILL NO. 517 WITH SENATE AMENDMENTS.

Mr. Branch called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 517, A bill to be entitled "An Act creating the La Feria Independent School District in Cameron county, Texas, and defining its boundaries; providing for the election and qualification of a board of trustees therefor; providing for the selection of a secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees and prescribing their qualifications; investing said district with all the rights, powers and privileges and duties of a town or village incorporated under the general laws of the State of Texas for free school purposes only, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Branch, the House concurred in the Senate amendments.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 419, A bill to be entitled "An Act for the creation of road districts, including one or more existing road districts and other territory in addition thereto, and for the issuance of bonds by such districts; providing for including within such districts any part

of a road district or districts that overlap a levee district, drainage district or any other district created under the laws passed pursuant to Section 52, Article 3, of the Constitution, and for the payment of bonded debts incurred by such road districts so encroached upon; providing for the construction and maintenance of roads outside the limits of a road district; providing that any county or road district acting under the provisions of Section 52 of Article 3 of the Constitution may create indebtedness for the purpose of maintaining roads upon a vote of a two-thirds majority of the resident property tax payers voting of such county operating under a special road law may avail itself of the provisions of this act, and declaring an emergency," with amendments.

H. B. No. 309, A bill to be entitled "An Act fixing the compensation of county commissioners in counties having a population of as much as twenty-eight thousand and less than twenty-nine thousand, according to the last United States census, and declaring an emergency," with amendments.

H. B. No. 570, A bill to be entitled "An Act making an appropriation of the sum of twenty-five hundred dollars, or so much thereof as may be necessary, when supplemented by a like sum by Glenwood Cemetery Society or citizens, to erect a monument in Glenwood Cemetery, near Groesbeck, in Limestone county, Texas, to mark the graves of the heroes and martyrs who were slain by Indians in the defense of Fort Parker on May 18, 1836, and to create a commission for that purpose, and to erect such monument and for other purposes, and declaring an emergency."

H. B. No. 476, A bill to be entitled "An Act to transfer from the Game, Fish and Oyster fund to the available public free school fund all sums of money now remaining unexpended in the State Treasury heretofore received as royalty from oil and gas leases issued on river beds and channels, fresh water lakes and islands therein, and salt water lakes, inland bays, inlets, marshes and reefs owned by the State within tide water limits, and that portion of the Gulf of Mexico within the jurisdiction of Texas; and to provide that all sums of money hereafter received from royalty and payment of acreage of said areas shall be credited to the available public free school fund; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 517, A bill to be entitled "An Act creating the La Feria Independent School District in Cameron

county Texas, and defining its boundaries; providing for the election and qualification of a board of trustees therefor; providing for the selection of a secretary, treasurer, assessor and collector of taxes and all other necessary officers and committees and prescribing their qualifications; investing said district with all the rights, powers, privileges and duties of a town or village incorporated under the general laws of the State of Texas for free school purposes only, and declaring an emergency," with amendments.

And has adopted House Concurrent Resolution No. 40, providing for the re-furnishing of the Governor's office (with amendments).

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

(Speaker in the chair.)

GRANTING JUDGE HOOD BOONE LEAVE OF ABSENCE.

Mr. Pope offered the following resolution:

H. C. R. No. 42, Granting Judge Boone leave of absence from the State.

Whereas, The Hon. Hood Boone, judge of the Seventy-ninth Judicial District of Texas, desires and has requested a leave of absence from the State during the months of June, July and August of the year 1921; now, therefore, be it

Resolved by the Senate, the House of Representatives concurring. That the said Hon. Hood Boone, judge of the Seventy-ninth Judicial District of Texas, be and he is hereby granted a leave of absence from the State of Texas during the months of June, July and August, year 1921.

The resolution was read second time and was adopted.

REPORT OF FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 111.

Mr. Williams of McLennan, chairman, submitted the following report, which was read to the House:

Austin, Texas, March 10, 1921.

Hon. Lynch Davidson, President of the Senate, and Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee selected and appointed to adjust the differences between the Senate and the House on

S. B. No. 111, A bill to be entitled

"An Act authorizing the Governor of Texas to appoint a commission composed of three citizens of the State of Texas, to purchase additional lands adjacent to the University property, in the city of Austin, for the use and benefit of the University of Texas; prescribing the duties of such commission and describing the land to be purchased by the commission; authorizing condemnation proceedings in event the land desired can not be acquired at reasonable price without such condemnation; making appropriation for the purchase of the same and directing how and when the same shall be paid for and requiring a bond from certain citizens of Austin guaranteeing that the land can be acquired at an amount not exceeding the sum herein appropriated, and declaring an emergency,"

Have had the same under consideration, and beg leave to report as follows, to-wit:

We recommend that said bill be passed with the following (committee) amendments:

1. Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. The Governor of the State of Texas shall appoint a commission of three citizens of this State to act as a board to negotiate for and purchase lands adjacent to the University campus, in the city of Austin, herein described for the use of the University of Texas, the title of said land to be taken in the name of the Board of Regents of the University of Texas, and their successors, and when the same is acquired, shall be subject to the management and control of the Board of Regents in the same manner and to the extent that the lands now held by the University of Texas, in the city of Austin, are held and controlled. The official name of said board shall be "The University Land Acquisition Board," and said board, when appointed, shall appoint its own presiding officer.

Sec. 2. The sum of one million three hundred fifty thousand (\$1,350,000) dollars is hereby appropriated out of any funds in the State Treasury, not otherwise appropriated, to be expended by the commission designated in Section 1 hereof for the purpose of paying for the lands acquired by the commission under the terms of this act; it being hereby specifically provided that no part of the sum hereby appropriated shall be available until the bond provided for, in Section 10 has been executed and approved by the commission herein pro-

vided for as to solvency; but after said bond has been executed and approved lots, tracts and parcels of the land hereinafter described may be purchased and the purchase price paid to the several owners as the titles to same are accepted.

Sec. 3. The said board shall purchase the following land:

Beginning at the Southwest corner, Lot 1, Block 3, Whitis Avenue, in the City of Austin, Travis County, Texas, said point being in Division D, and being the intersection of the north line of 24th Street with the East line of Whitis Avenue; thence, northerly with the East line of Whitis Avenue to the Northwest corner of Lot 6, Block 4, in Division D, which is the intersection of the said line of Whitis Avenue and the South line of Houston Street; thence, easterly with the South line of Houston Street to the intersection of said line with Speedway Street; thence, across Speedway Street to the northwest corner of outlot 8, Division D; thence, with the north line of outlot 8, Division D, to the center of Waller Creek, being the West line of Wesleyan College tract; thence, southerly with said creek and line to the south line of 24th Street; thence, easterly with said south line of 24th Street to the intersection of same with the west line of Red River Street. Thence, southerly with the said west line of Red River Street to the intersection of said line with the north line of 19th Street. Thence, westerly with said north line of 19th Street to the intersection of same with the east line of Speedway Street. Thence, northerly with the east line of Speedway Street to the Southwest corner of outlot 3, Division D. Thence, in a northwesterly direction to the southeast corner of the present University of Texas campus, being the corner of 21st and Speedway; thence, northerly with the west line of Speedway to the intersection of said line with the south line of south line of 24th Street. Thence westerly with said south line of 24th Street to a point directly south of the place of beginning; thence northerly to the place of beginning.

Sec. 4. There is excepted from the lands herein described all property which now belongs to the University of Texas, and such as is now occupied by religious, charitable or eleemosynary institutions.

Sec. 5. The commission herein provided for shall require that each deed that it takes to any property described

in this act shall contain a clause by which the grantor or grantors in said deed consent that the Board of Regents of the University of Texas may vacate, alter, change, take or abandon any street or alley or other public ground in any of the territory embraced in any of the tracts herein described without payment of further consideration to such grantor or grantors than the consideration recited in said deed; and that such grantor or grantors for said consideration waive and release all claims for damages or claims of any other character, that they might otherwise assert because of such vacating, alteration, changing, taking or abandonment of such streets, alleys or other public places. The commission and the Board of Regents of the University of Texas are hereby granted the right to vacate, alter, change, take or abandon any street, alley or other public dedication in any of the territory herein described; and the right to acquire said privilege by condemnation proceedings, of the character, and by procedure, hereinafter mentioned, whenever the commission fails to acquire such rights by voluntary deeds of grantors as hereinabove provided for. It shall not be necessary for the commission or said Board of Regents to obtain the consent of the city of Austin or any other public authority, as a prerequisite for such action.

Sec. 6. The commission herein provided for shall take deeds in fee to each and every lot, block, piece or parcel purchased by them, said deed to be in the name of the Board of Regents of the University of Texas and their successors in office, for the use and benefit of the University of Texas and the State of Texas, and said deed shall convey the title to the land described and any easement or right that the grantor may have in any abutting street or alley. The commission shall purchase such land upon agreement directly between them and the different owners and at the lowest price possible to be agreed upon between the commission and the owners, and if the purchase price of any lot or parcel of land cannot be agreed upon they are hereby authorized and empowered and it shall be their duty to institute condemnation proceedings in the name of the State of Texas for the use of the University of Texas for such land, and shall proceed with said condemnation in the manner provided by law in the exercise of the power of eminent domain by railroad companies in acquiring rights of way and such

power of eminent domain is hereby given said Board of Regents. The commission is hereby authorized and empowered to contract for the property described in the tracts of land herein and after the title of said property is acquired the disposition of the improvements of said property shall vest in and be subject to the control of the Board of Regents and their successors, and they shall hold said lands and improvements thereon with the same authority and extent as the present lands in the city of Austin used and occupied and controlled by the University of Texas are held. In the event that any of the property with improvement cannot be purchased at a reasonable price in the opinion of the commission, the commission is authorized to purchase said property without the improvements. Upon the acquisition of the lands above described by the board of commissioners herein created, and the delivery of the same to the Board of Regents, the said Board of Regents and their successors shall have the right to lease the buildings and improvements situated upon the land acquired for such sum and for such period of time as in their judgment is best and the revenues derived therefrom shall be deposited and become a building fund and shall be expended for no purpose other than to construct permanent buildings to be used for the purposes of the University. It is expressly provided, however, that no lease of any of said property shall be for a longer term than five years. The Board of Regents is hereby expressly empowered to dismantle, tear down and dispose of, or remove any and all improvements from such land as may be acquired under the provisions of this act.

Sec. 7. The purchase price of any and all lands acquired under the provisions of this act shall be paid directly to the owners of said lands by voucher drawn by the Comptroller of the State against the fund herein provided, upon the written order of at least two of the commissioners appointed under the terms of this act, and no voucher shall be drawn for the purchase of any of the land described in this act unless the deed for the land from the owners, approved by the Attorney General, accompany the order of the commissioners to the Comptroller for the voucher.

Sec. 8. The appropriation herein made shall be entered upon the books of the Treasurer of the State of Texas to the credit of the University Land Acquisition Board.

Sec. 9. The commissioners herein provided for shall receive the sum of ten dollars per day for such time as they may be actually engaged in the work incident to the acquisition of the property herein described, not to exceed 150 days, and said commissioners are hereby authorized to expend such sum as they may deem necessary for clerical assistance and the making or having made such surveys and scientific investigation of the different tracts of land herein described as they may deem necessary, not to exceed five thousand dollars. All moneys expended or paid out as provided for in this section shall be paid out of the fund herein provided for and set apart.

Sec. 10. It is hereby made the duty of the commission provided for before purchasing the land herein described to require a guaranty bond from the Chamber of Commerce or citizens of Austin, guaranteeing to said commission that the land herein described can be secured by said board for the purposes herein specified at the sum by this bill appropriated; said bond to be drawn by the Attorney General of the State of Texas in such words, tenor and effect as in his opinion will be binding and to be approved by him, it being the intention of this section to guarantee that the whole of said tract, together with the expense of securing same, can be acquired at a sum not exceeding the sum herein appropriated. Said sum to cover all condemnation proceedings and the cost incident thereto that may be necessary for the acquisition of the property, and the expense above provided for, and the Attorney General of the State of Texas is hereby authorized and directed to bring and prosecute all condemnation proceedings that may be necessary under the terms of this act at the request of the commission herein appointed, it being specifically provided that no part of the appropriation herein made shall become available until the bond herein provided for has been executed and approved, and said bond herein provided for must be executed and approved on or before June 15, 1921.

Sec. 11. The commission shall not purchase any tract of said land by conveyance except after approval of a designated representative of the signers of the bond herein provided for, or by condemnation after failure to secure such approval.

Sec. 12. The fact that the University campus is inadequate and it is impossible to facilitate the growth and expansion of the University, and that the land described is adjacent to, available and particularly adapted for use as a University site in connection with the present campus, and the fact that it is now an opportune time for the purchase of lands herein mentioned, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended and that this act shall take effect and be in force from and after its passage, and such rule is hereby suspended, and it is so enacted.

We further recommend that the Senate and the House concur in said amendments to said Senate bill No. 111.

Respectfully submitted,

WITT,
WOOD,
DUDLEY,
DOROUGH,
BLEDSOE,

On the Part of the Senate.

WILLIAMS of McLennan,
O. B. BLACK of Bexar,
JOHN DAVIS of Dallas,
WRIGHT,
LACKEY,

On the Part of the House.

Mr. Williams of McLennan moved a call of the House for the purpose of maintaining a quorum pending consideration of the Conference Committee's report on Senate bill No. 111, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Mr. Williams of McLennan moved that the report be adopted.

The Clerk was directed to call the roll and the report was adopted by the following vote:

Yeas—96.

Adams.	Black, W. A.,
Aiken.	of Bexar.
Baker.	Bonham.
Baldwin.	Branch.
Barker.	Burkett.
Barrett of Bell.	Burmeister.
Beasley	Carpenter.
of McCulloch.	Chitwood.
Beavens.	Coffee.

Cox.
Crawford.
Cummins.
Curtis.
Darroch.
Davis, John,
of Dallas.
Duffey.
Duncan.
Estes.
Faubion.
Fly.
Grissom.
Hall.
Harrington.
Henderson
of McLennan.
Hill.
Horton.
Johnson
of Gillespie.
Johnson of Ellis.
Johnson
of Wichita.
Jones.
Kacir.
Kellis.
King.
Lackey.
Laird.
Lauderdale.
Lawrence.
Lindsey.
McCord.
McFarlane.
McKean.
Mathes.
Melson.
Menking.
Miller of Parker.
Morgan.
Moore.
Morris of Medina.
Mott.
Neblett.

Owen.
Perkins
of Cherokee.
Perkins of Lamar.
Pollard.
Pool.
Pope.
Quaid.
Quicksall.
Quinn.
Rice.
Rogers of Shelby.
Rosser.
Rountree.
Rowland.
Satterwhite.
Seagler.
Shearer.
Sims.
Smith.
Sneed.
Stephens.
Stevenson.
Stewart
of Edwards.
Swann.
Sweet of Brown.
Sweet of Tarrant.
Teer.
Thomason.
Thompson
of Harris.
Thorn.
Thrasher.
Veatch.
Wadley.
Walker.
Webb.
Westbrook.
Williams
of McLennan.
Williams
of Montgomery.
Wright.

Nays—17.

Beasley	Looney.
of Hopkins.	Martin.
Burns.	Morris
Crumpton.	of Montague.
Davis, John E.,	Perry.
of Dallas.	Schweppe.
Dinkle.	Thomas
Garrett.	of Limestone.
Greer.	Thompson
Hardin.	of Red River.
Kveton.	Wallace.

Absent.

Barrett of Fannin.	Edwards.
Bass.	Fugler.
Binkley.	Hanna.
Black, O. B.,	Henderson
of Bexar.	of Marion.
Brady.	Hendricks.
Brown.	McDaniel.
Bryant.	Malone.

Merriman. Stewart of Reeves.
 Miller of Dallas. Wessels.
 Patman. West.
 Rogers of Harris.

Absent—Excused.

Childers. Leslie.
 Harrison. McLeod.
 Laney. Marshall.

Reason for Vote.

I vote "nay" for the reason that I do not believe the University needs 135 acres of land in addition to that which it now has, and for the further reason that I do not believe the financial condition of the State at this time will justify the appropriation of \$1,350,000 for said purpose.

MARTIN.

Mr. Williams of McLennan moved to reconsider the vote by which the report was adopted and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
 Austin, Texas, March 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 298, A bill to be entitled "An Act to amend Article 5246f, Chapter 4, Title 77, Revised Civil Statutes of Texas, so as to permit employers and employes in contracts between the State, and political subdivisions of the State, to contract as to the hours of labor to be performed per day."

Has adopted the Free Conference Committee report on Senate bill No. 111, yeas 22, nays 4, and has adopted the Free Conference Committee report on House bill No. 154, yeas 21, nays 3.

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 441, "An Act to amend Section 2, Chapter 49, Acts of the Thirty-fourth Legislature, Regular Session, providing compulsory school attendance

of blind children at Texas School for the Blind under the enforcement provisions of said act."

H. B. No. 84, "An Act to amend Article 2925 and Article 2926, Title 49, Chapter 2, Revised Civil Statutes of Texas, relating to the compensation of election judges and clerks."

H. B. No. 213, "An Act to regulate and make sanitary buildings and rooms used and occupied as a bakery, for the manufacture of bakery products; providing for pure and wholesome ingredients of bakery products, and the cleanliness of receptacles used in the handling of same; prohibiting the use of impure materials; fixing the weight of a loaf of bread; fixing a penalty for the violation of any provision thereof, and declaring an emergency."

H. B. No. 240, "An Act to amend Chapter 143 of the General Laws of the State of Texas passed by the Thirty-third Legislature at the Regular Session thereof being 'An Act to amend Article 4694 of the Revised Civil Statutes of 1911, giving cause of action where injuries resulting in death is caused by the negligence of a corporation, its agents or servants, and declaring an emergency'; by giving a cause of action for injuries resulting in death against any person, association of persons, joint stock company, corporation, his, its or their owner, agents or servants, against the proprietor, owner, charterer or hirer of any industrial or public utility plant, railroad, street railway, steamboat, stage coach or other vehicle for the conveyance of goods or passengers, and against the receiver or receivers, trustees or trustees, or other person or persons in charge or in control of any railroad, street railway, steamboat, stage coach or other vehicle for the conveyance of goods or passengers, or any industrial plant, public utility plant or other machinery, where such injuries result from the negligence of the persons, corporations, trustees or joint stock companies, their agents or servants; providing that no agreement between the owner of certain property and utility plant and the persons or trustees operating the same shall release such persons or trustees from liability under this act; repealing all laws in conflict herewith; providing that the invalidity of any provision hereof shall not effect the remaining provisions, and declaring an emergency."

H. B. No. 196, "An Act to amend Section 2 of Chapter 42 of the General Laws of the Thirty-second Legislature, relating to exemptions as affecting employes and

ex-employees of common carriers, express, railway, telegraph, news and other companies, persons, and corporations performing service for or in connection with the operation of the railways, the State Railroad Commissioners, peace officers, and representatives of industrial fairs and farmers' congresses and institutes and farmers' unions; deputy sheriffs, United States marshals and not more than two deputies of each such marshal; chiefs of police and city marshals; eleemosynary and religious societies, volunteer firemen and Confederate veterans; the State Game, Fish and Oyster Commissioner and his two chief deputies; State and county health officers; government representatives accompanying fish for free distribution in the streams of this State; the Dairy and Food Commissioner and two chief deputies, and providing for right of contract between railway companies and editors, proprietors or publishers of newspapers and magazines; persons who have been instrumental in securing the passage by the United States Congress of statutes providing for the equipment of railroad trains with safety appliances; constables, members of the State militia in uniform when called into service."

H. B. No. 25, "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes, 1911, as amended by Chapter 72, General Laws of the Thirty-third Legislature, and Chapters 26 and 99 of the General Laws of the Thirty-fourth Legislature, and Chapter 131, General Laws of the Thirty-fifth Legislature, and Chapter 10 of the General Laws of the Third Called Session of the Thirty-fifth Legislature, and Chapter 13 of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 35, General Laws of the Thirty-sixth Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named, so as to include Bowie and Marion counties, and declaring an emergency."

H. B. No. 46, "An Act to amend Section 3 of Chapter 3 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, as amended by Chapter 113 of the General Laws of the Thirty-sixth Legislature, providing that the tax collector of each county shall transmit on Monday of each week, to the State Highway Department, fifteen per cent of the gross registration, chauffeur and transfer fees during the preceding week, and deposit the remaining eighty-five per cent in the county depository to the credit of the road and bridge fund

of the county to be expended by the commissioners court as is now; providing that all license fees collected on commercial and interurban commercial motor vehicles on a mileage basis shall be the property of the respective counties and be distributed in proportion to the mileage traveled in each county, and declaring an emergency, and also amending Section 5, Chapter 190, Acts of the Regular Session of the Thirty-sixth Legislature, so as to provide that all salaries of employes of the State Highway Department, including engineer, shall be fixed by the Legislature."

H. B. No. 324, "An Act authorizing the Polytechnic Heights Independent School District No. 42 of Tarrant county to levy and collect taxes, for issuance of bonds to the amount not to exceed fifty cents on the one hundred dollars valuation, declaring an emergency, and the repeal of all laws conflicting with any part of this act."

H. C. R. No. 39, Relating to the enrolling and engrossing of bills.

S. B. No. 28, "An Act to amend Article 5436 of Chapter 9, Title 79, of the Revised Civil Statutes of 1911 of the State of Texas, relating to the sale of public free school and asylum lands, so as to provide for the sale of such lands by the purchaser or any vendee thereof, either in whole tracts or such portions thereof as such purchaser or vendee may desire; and to further provide that the vendee of such lands may be substituted as, and become the purchaser thereof, direct from the State, and that he shall, as to such land, become subject to all of the obligations and penalties imposed by law upon the original purchaser of such land, and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency."

S. B. No. 328, "An Act to amend Section 1, Chapter 15, Local and Special Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Third Called Session creating the Garwood Independent School District in Colorado county, increasing the area of said district on the west side of the Colorado river so as to include within said district and in addition to the territory already contained therein the following described territory, set out within the hereinafter described field notes; prescribing the method of changing the boundaries of said district, and defining the boundaries of said school district, and declaring an emergency."

S. B. No. 294, "An Act fixing the time of holding court in the Thirty-eighth Judicial District of Texas, changing the time for holding court in Kerr county,

and repealing all laws in conflict herewith."

S. B. No. 89, "An Act to amend Chapter forty-six (46) of the Acts of the Regular Session of the Thirty-sixth Legislature, so as to provide that all corporations that are required by law to pay an annual franchise tax shall make a report to the Secretary of State between the first day of January and the fifteenth day of March, and prescribing what such report shall contain; providing that the Secretary of State may for good cause shown, extend such time to any date up to the first day of May; providing the date such report shall be made by certain foreign corporations; prescribing penalty for failure to make such report; providing that such report shall be subject to inspection only by persons who are interested directly in the subject matter of such report, and declaring an emergency."

S. B. No. 66, "An Act to amend Articles 4600 and 4601, Chapter 7, Title 66, of the Revised Civil Statutes of Texas, 1911, being Articles 784 and 785 of the Revised Criminal Statutes of Texas, 1911, relating to fees to be paid by applicants for licenses as embalmers and the annual fees to be paid by registered embalmers; to provide a penalty for the violation thereof or the failure to pay such fees, and declaring an emergency."

S. B. No. 251, "An Act to amend Chapter 69 of the Special Laws passed at the Regular Session of the Thirty-second Legislature, 1911, and approved by the Governor March 23, 1911, which said act was amended at the Regular Session of the Thirty-fifth Legislature, 1917, by Chapter 66 of the Special Laws of the said Thirty-fifth Legislature and approved by the Governor the 26th day of March, 1917, and being an act entitled 'An Act incorporating the Winnsboro Independent School District in Wood and Franklin counties, Texas, for free school purposes only; defining its boundaries, providing for a board of trustees, divesting the city of Winnsboro of the control of its public schools and title to school property and vesting the same in said Winnsboro Independent School District and its board of trustees; prescribing the right, powers, privileges and duties of trustees, and declaring an emergency,' by more clearly defining its boundaries and providing the date on which the fiscal year begins and ends and the date on which taxes unpaid shall become delinquent, and declaring an emergency."

S. B. No. 327, "An Act empowering and authorizing the county commissioners court of Bexar county to establish,

maintain and operate a law library; authorizing the county commissioners court to appropriate the sum of twenty thousand (\$20,000) dollars, or so much thereof as they deem necessary to properly maintain and establish said library, such law library being established primarily for the benefit of the judges of the Thirty-seventh, Forty-fifth, Fifty-seventh and Seventy-third Judicial Districts, the county judge of Bexar county, the county judge of Bexar county for civil cases, the county judge of Bexar county for criminal cases; providing it shall be established in the county seat of Bexar county; providing all practitioners of the bar may use said library under conditions set out; providing county court shall select a law library board, being composed of county judge as chairman, one district judge and one reputable attorney; prescribing powers of said board, including their powers of recommendation, said board to receive no compensation; providing for the appointment of a law librarian and assistants and bonds for faithful performance shall be required for one year unless sooner terminated; providing that any reputable practicing attorney of Bexar county may use the said library; authorizing said commissioners court to receive gifts, title passing to county; setting out conditions of said gifts; providing county treasurer shall handle all funds as provided for other officials; providing that if any section shall be found unconstitutional it shall in nowise affect the remaining sections, and declaring an emergency."

S. B. No. 99, "An Act to amend Article 3631, Chapter 32, of Revised Civil Statutes of Texas, 1911, providing for appeals to the district court from judgments and orders of the county court in probate matters, regulating pending litigation, repealing all laws in conflict therewith, and declaring an emergency."

S. B. No. 319, "An Act amending Chapter 41 of the Special Laws passed at the Regular Session of the Thirty-third Legislature, creating a more efficient road system for McLennan county, Texas, so as to authorize the commissioners court of McLennan county pay the road superintendent a yearly salary of not exceeding five thousand (\$5000) dollars, and repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 337, "An Act to create the 'County Court at Law' for Tarrant county, Texas, to define the jurisdiction thereof, and to conform to such change the jurisdiction of the county court of Tarrant county, fixing the salary of the judge of said court, providing the ap-

pointment and election of the judges of said court herein created, providing for the appointment of special judges and filling of vacancies in said office, and providing an official shorthand reporter for said court, and declaring an emergency."

S. B. No. 255, "An Act repealing Chapter 47 of the Special Laws of the Regular Session of the Thirty-sixth Legislature, known as an act to create a more efficient road system for Wood county, as approved by the Governor on March 13, 1919, and repealing any and all other special laws and parts of special laws relating to a road system for Wood county; providing that hereafter only the general laws relating to roads for the various counties of the State of Texas shall be effective in Wood county; providing that any and all bonds heretofore issued by said Wood county, or any district in Wood county, shall remain valid obligations, and that taxes shall be assessed and collected for the payment of the interest and creating a sinking fund to liquidate said bonds in the same manner as that is now done, and declaring an emergency."

S. B. No. 27, "An Act to amend Section 1 of Chapter 16, being an act of the Regular Session of the Thirty-fifth Legislature, 1917, as amended by Chapter 58, being an act of the Regular Session of the Thirty-fifth Legislature, 1917, relating to the creation of a juvenile board within certain counties of this State and prescribing the duties and powers of such board, including the appointment by it of probation officers, and providing for the payment of compensation of such officers, and allowing the said district judges an additional salary to be paid out of the general fund of such county, and declaring an emergency."

S. B. No. 48, "An Act to fix a uniform date on which county and precinct officers shall qualify and take over the duties of their respective offices, following their election, and to repeal all laws in conflict herewith, and declaring an emergency."

S. B. No. 43, "An Act to amend Article 300, Title 10, of the Code of Criminal Procedure of the State of Texas of 1911, so as to make bail bonds good in all criminal cases until verdict or judgment and until the defendant is taken in custody by the sheriff, as amended by Chapter 10 of the General Laws of the Thirty-fifth Legislature, 1917, and extending the same for a period of thirty days after the date of overruling of the motion for a new trial."

S. B. No. 72, "An Act authorizing cer-

tain officers of the University of Texas to make certified copies of public records deposited in the library of that institution and providing that said certified copies shall be lawful and have the same force and effect as if made by the county clerks of the counties from whence the same are transferred; and authorizing county commissioners and other custodians of public documents, in their discretion, to lend to the University of Texas those public records in their custody which are mainly of historical value, to enable that institution to make copies for historical study, and declaring an emergency."

S. B. No. 29, "An Act defining live stock commission merchants; requiring such merchants to give bond; providing for the renewal of such bond; the approval and recording of the same; imposing penalties for pursuing the occupation of a live stock commission merchant when bond has not been made or renewed, or when there has been an intentional breach of said bond, or for making materially false statements in the application relative to fixing the amount of the bond; requiring remittances of the proceeds of stock sold by such commission merchant to be made to the parties rightfully entitled thereto within forty-eight hours after such sale has been made, either in certified check or bank exchange unless waived in writing by the parties rightfully entitled thereto and prescribing penalty for failure to so remit; prohibiting the appropriation or use for any purpose by such live stock commission merchant of net proceeds of live stock sold by such live stock commission merchant and prescribing penalty for so appropriating or using; requiring the posting of a certified copy of the bond in some conspicuous place in the office of the principal place of business of said live stock commission merchant and prescribing penalty for failure so to do; providing for suits upon said bond and fixing the venue thereof; repealing all laws in conflict herewith, and especially the act of the Thirty-third Legislature, Chapter 49, Regular Session, page 93, and declaring an emergency."

S. B. No. 7, "An Act providing that all automobiles, trucks and other motor vehicles owned by the State of Texas, or any department thereof, shall have printed in letters not less than two inches in height on each side thereof the word 'Texas,' followed by the name of the department of the State government controlling such vehicle; providing a penalty for using such vehicle not so designated, and declaring an emergency."

S. B. No. 100, "An Act to amend Article 645, Title 115, Chapter 14, of the Revised Statutes of 1911 of the State of Texas, so as to abolish the defense of assumed risk as a bar to recovery in any suit against any corporation, receiver or person operating any railway, street railway or interurban railway in this State for damages for death or for personal injuries to employes thereof, and further defining and regulating the doctrine of contributory negligence in such cases, and declaring an emergency."

S. B. No. 287, "An Act creating the Buffalo Flat Common School District No. 20 in Hall county, Texas, describing its metes and bounds, providing for the assumption of its part of the bonded indebtedness of Turkey Independent District, placing the district under the general laws, providing for a board of three trustees, and declaring an emergency."

S. B. No. 54, "An Act to amend Article 3903 of the Revised Civil Statutes of the State of Texas of 1911, as amended by the Thirty-third Legislature at its Regular Session, Chapter 121 and Chapter 142, of the General Laws, and as amended by Chapter 55 of the General Laws of the Regular Session of the Thirty-fifth Legislature, as amended by Chapter 32, General Laws of the Third Called Session of the Thirty-sixth Legislature, relating to the appointment and compensation of deputies and assistants of certain district and county officers and relating to the fees, compensation and expenses of office of certain county funds of special deputy district clerks to attend upon the sessions of district courts in counties of one hundred thousand population or more and in which counties there are more than one district court, including criminal district courts, upon the direction of the judge of such court under the circumstances set forth in the act, correcting certain inaccuracies in the wording of said Article 3903, and declaring an emergency."

S. B. No. 240, "An Act to repeal House bill No. 832, being Chapter 141, page 556, of the Special and Local Laws of the Thirty-third Legislature, which act provides that Bandera county, or any political subdivision or defined district, shall have the power and is authorized to vote by a 'two-thirds majority of the resident property taxpayers, qualified voters of such county or political subdivision thereof, or defined district, now or hereafter to be described and defined, voting thereon to issue bonds to any amount not exceeding one-

fourth of the assessed valuation of the real property of such county, or of such political subdivision or defined district, and to levy and collect taxes, to pay the interest on such bonds, and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or graded roads and turnpikes, or in aid thereof, and authorizing the commissioners court of said county to describe and define road districts therein; creating the office of county road superintendent, prescribing his duties and providing for his compensation; providing for the working of county convicts on the roads of said county, to provide for the summoning of road hands and teams for road work and for allowance of time for road service for same, and fixing penalties for violation of any of the provisions of this act; repealing all laws in conflict with this act as applied to Bandera county, and declaring an emergency'; and declaring an emergency."

S. B. No. 285, "An Act to amend an act to reorganize the Twenty-seventh and Thirty-fifth Judicial Districts of the State of Texas and to fix the time of holding court therein as passed by the Twenty-ninth Legislature, Chapter 37; and to amend an act to reorganize the Thirty-fifth Judicial District; to name the counties composing the same; to fix the time of holding court therein, passed at the Second Called Session of the Thirty-fifth Legislature, being Chapter 3; and to amend an act to reorganize the Twenty-seventh and Thirty-fifth Judicial Districts; to name the counties composing the Twenty-seventh and Thirty-fifth Judicial Districts; to fix the time of holding court in the counties of said districts, being Chapter 61, as passed by the Regular Session of the Thirty-third Legislature; and to reorganize the Thirty-fifth Judicial District; to name the counties composing the Thirty-fifth Judicial District; to fix the time of holding court in the counties of said Thirty-fifth Judicial District; to provide for the extension and return of process issued out of said court, and to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 292, "An Act enlarging and creating Geneva Independent School District in Sabine county, Texas, and consolidating Rock Springs Common School District No. 18 and Red Oak Common School District No. 22 with Geneva Independent School District; defining its

boundaries; providing for a board of trustees; vesting it with rights, powers, duties and privileges of independent school districts incorporated for school purposes only; providing for a board of equalization to fix the taxable valuation of the personal and real property in said district; divesting out of the Rock Springs Common School District No. 18 and Red Oak Grove Common School District all school money and school property belonging to said common school districts, and vesting the title and the control of all such money and property in Geneva Independent School District; providing that if any part of this act is declared unconstitutional, such decisions shall not make void or annul its other provisions; repealing all laws in conflict with this act, and declaring an emergency."

S. B. No. 86, "An Act to amend Chapter 129 of the General Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Regular Session, authorizing the State Board of Medical Examiners of this State to cancel the license of any licensed 'practitioner of medicine' when the facts are made known to it that such practitioner has been convicted of the crime of the grade of a felony, and for other reasons; repealing all laws in conflict therewith, and declaring an emergency."

S. B. No. 90, "An Act to exempt from taxation all property belonging to art leagues and societies of fine arts, whether incorporated or not, which are devoted wholly and without charge to the promotion of education and learning and not for profit, and declaring an emergency."

S. B. No. 104, "An Act to prevent any person, firm, corporation or association from placing before the public any advertisement relating to merchandise, securities, service or any other thing offered to the public, containing an assertion, representation or statement of fact which is untrue, deceptive or misleading; providing a penalty for the violation thereof, and declaring an emergency."

S. B. No. 144, "An Act to amend Article 1480, Chapter 2, Title 29, of the Revised Civil Statutes of the State of Texas, 1911, relating to the purchasing of supplies for the use of counties and providing that in cases of emergency purchases not in excess of one hundred and fifty (\$150) dollars may be made upon requisition approved by the commissioners court without advertising for competitive bids, and declaring an emergency."

S. B. No. 142, "An Act to amend Title 3 of the Revised Civil Statutes of the

State of Texas, 1911, entitled 'Aliens,' relating to the rights, powers and disabilities of aliens and of certain companies, associations and corporations with respect to property in this State, providing for escheats in certain cases, prescribing the procedure therein, requiring reports of certain property holdings to facilitate the enforcement of this act, prescribing penalties for the violation of the provisions hereof, and repealing all acts or parts inconsistent or in conflict herewith, and declaring an emergency."

S. B. No. 296, "An Act providing that when any bank which is a county, city or district depository for public funds under the laws of this State, suspends business, or is taken charge of by the Comptroller of the Currency or the Commissioner of Insurance and Banking, that the lawful county, city or district authorities authorized to select a depository in the first instance shall have the discretion and authority to select by contract a special depository for the public funds in suspended bank; declaring that such special depository shall assume the payment of such public funds, and it shall pay the same to the designated public authority in accordance with the contract; defining the terms of the contract, making provisions with reference thereto; providing that performance of the contract and payment of all funds described therein shall be secured by bond to be given by the special depository, with the same character of sureties as is required for regular depository bonds; providing for the approval of such special depository contracts and bonds, etc., and declaring an emergency."

S. B. No. 101, "An Act to amend Section 16 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature as amended by Section 2 of Chapter 71 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and as amended by Section 1, Chapter 113, of the General Laws of the Regular Session of the Thirty-sixth Legislature, by increasing the annual license fee on commercial vehicles and interurban commercial vehicles, and amending Section 16a added to Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature by Section 2 of Chapter 113 of the Acts of the Regular Session of the Thirty-sixth Legislature by increasing the license fee on commercial and interurban commercial vehicles based upon carrying capacity and per mile traveled, and declaring an emergency."

S. B. No. 330, "An Act to aid the

city of Corpus Christi in the construction of a sea wall or breakwater so as to protect said city from calamitous overflow, by donating to said city all the State ad valorem taxes collected on property and from persons in Jim Wells, Jim Hogg, Brooks, Kleberg, Willacy and Duval counties and by donating to said city all the State ad valorem taxes collected on property and from persons in Nueces county not heretofore donated to the city of Corpus Christi by act of the Thirty-fifth Legislature of Texas, known as House bill No. 694, for a period of twenty-five years, and to provide a penalty for their misapplication, and declaring an emergency."

S. C. R. No. 27, Relating to old Blind Institute buildings.

S. C. R. No. 30, Granting Judge Blackmon leave of absence.

REPORT OF FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 154.

Mr. Hill, chairman, submitted the following report of the Free Conference Committee on House bill No. 154, which was read to the House:

Austin, Texas, March 11, 1921.

Hon. Lynch Davidson, President of the Senate, and Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee appointed on House bill No. 154, beg leave to report that we have met and adjusted the differences between the House and Senate, and we beg leave to report as follows:

First, we have agreed that the Senate will recede from its amendment to Section 1 of the bill.

Second, we have agreed that the House will concur in Senate amendments to Sections 2, 3 and 5 of the bill.

LEWIS,
DUDLEY,
BAUGH,
BLEDSOE,

On the Part of the Senate.

ROSSER,
HILL,
SATTERWHITE,
COX,

On the Part of the House.

Mr. Hill moved that the report be adopted.

Mr. Hill moved a call of the House for the purpose of maintaining a quorum pending consideration of the report on House bill No. 154, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Mr. Veatch moved to postpone further consideration of the report indefinitely.

Mr. Crumpton moved the previous question on the pending motions and the main question was ordered.

Question first recurring on the motion to indefinitely postpone, yeas and nays were demanded.

The motion to indefinitely postpone was lost by the following vote:

Yeas—54.

Baker.	Menking.
Barker.	Morris of Medina.
Beasley	Morris
of Hopkins.	of Montague.
Beasley	Mott.
of McCulloch.	Owen.
Beavens.	Perkins
Burns.	of Cherokee.
Carpenter.	Perkins of Lamar.
Cummins.	Quicksall.
Curtis.	Rice.
Davis, John E.,	Rountree.
of Dallas.	Schweppe.
Duncan.	Shearer.
Edwards.	Sneed.
Faubion.	Stephens.
Fly.	Swann.
Garrett.	Teer.
Grissom.	Thomas
Hanna.	of Limestone.
Hardin.	Thompson
Henderson	of Harris.
of McLennan.	Thorn.
Kveton.	Veatch.
Lauderdale.	Walker.
Lawrence.	Wallace.
Lindsey.	West.
Looney.	Westbrook.
McCord.	Williams
McKean.	of McLennan.
Martin.	Williams
Melson.	of Montgomery.

Nays—56.

Mr. Speaker.	Burmeister.
Adams.	Chitwood.
Aiken.	Coffee.
Baldwin.	Cox.
Barrett of Bell.	Crumpton.
Black, W. A.,	Darroch.
of Bexar.	Dinkle.
Bonham.	Duffey.
Branch.	Estes.
Bryant.	Greer.
Burkett.	Hall.

Harrington.	Pope.
Hill.	Quaid.
Horton.	Rogers of Shelby.
Johnson	Rosser.
of Gillespie.	Rowland.
Johnson of Ellis.	Satterwhite.
Johnson	Seagler.
of Wichita.	Sims.
Jones.	Smith.
Kacir.	Stevenson.
Kellis.	Stewart
King.	of Edwards.
Laird.	Sweet of Brown.
McDaniel.	Sweet of Tarrant.
McFarlane.	Thomason.
Mathes.	Thompson
Merriman.	of Red River.
Moore.	Thrasher.
Pollard.	Wadley.
Pool.	Wright.

Present—Not Voting.

Lackey.	Perry.
Neblett.	

Absent.

Barrett of Fannin.	Hendricks.
Bass.	Malone.
Binkley.	Miller of Dallas.
Black, O. B.,	Miller of Parker.
of Bexar.	Morgan.
Brady.	Patman.
Brown.	Quinn.
Davis, John,	Rogers of Harris.
of Dallas.	Stewart of Reeves.
Fugler.	Webb.
Henderson	Wessels.
of Marion.	

Absent—Excused.

Childers.	Leslie.
Harrison.	McLeod.
Laney.	

Paired.

Mr. Crawford (present), who would vote "yea," with Mr. Marshall (absent), who would vote "nay."

Reason for Vote.

I have favored an A. and M. College for West Texas and have voted for it, but the Legislature has this day appropriated \$1,350,000 for buying more land for the University of Texas. Realizing there is a limit to the amount of funds in the State Treasury, I can not approve any further appropriations for any purpose not absolutely necessary.

HARDIN.

Question recurring on the adoption of the report, yeas and nays were demanded.

The House refused to adopt by the following vote:

Yeas—51.

Adams.	Kellis.
Baldwin.	King.
Barrett of Bell.	Laird.
Black, W. A.,	Mathes.
of Bexar.	Moore.
Branch.	Pollard.
Bryant.	Pool.
Burkett.	Pope.
Burmeister.	Quaid.
Chitwood.	Rice.
Coffee.	Rogers of Shelby.
Cox.	Rosser.
Crumpton.	Rowland.
Darroch.	Sims.
Dinkle.	Satterwhite.
Duffey.	Seagler.
Estes.	Smith.
Greer.	Stevenson.
Hall.	Stewart
Hill.	of Edwards.
Horton.	Sweet of Brown.
Johnson	Sweet of Tarrant.
of Gillespie.	Thomason.
Johnson of Ellis.	Thompson
Johnson	of Red River.
of Wichita.	Thrasher.
Jones.	Wadley.
Kacir.	Wright.

Nays—56.

Baker.	Malone.
Barker.	Martin.
Beasley	Melson.
of Hopkins.	Menking.
Beasley	Merriman.
of McCulloch.	Morris of Medina.
Beavens.	Morris
Bonham.	of Montague.
Burns.	Mott.
Carpenter.	Owen.
Cummins.	Perkins
Curtis.	of Cherokee.
Davis, John E.,	Perkins of Lamar.
of Dallas.	Quicksall.
Duncan.	Quinn.
Edwards.	Rountree.
Faubion.	Schweppe.
Fly.	Shearer.
Garrett.	Sneed.
Grissom.	Stephens.
Hanna.	Swann.
Hardin.	Teer.
Henderson	Thomas
of McLennan.	of Limestone.
Kveton.	Thompson
Lauderdale.	of Harris.
Lawrence.	Thorn.
Lindsey.	Veatch.
Looney.	Walker.
McCord.	West.
McFarlane.	Westbrook.
McKean.	

Williams of McLennan. Williams of Montgomery.

Present—Not Voting.

Aiken.
Lackey.

Neblett.
Perry.

Absent.

Barrett of Fannin.	Henderson
Bass.	of Marion.
Binkley.	Hendricks.
Black, O. B.,	McDaniel.
of Bexar.	McLeod.
Brady.	Miller of Dallas.
Brown.	Miller of Parker.
Davis, John,	Morgan.
of Dallas.	Patman.
Fugler.	Rogers of Harris.
Harrington.	Webb.
	Wessels.

Absent—Excused.

Childers.
Harrison.

Laney.
Leslie.

Paired.

Mr. Crawford (present), who would vote "nay," with Mr. Marshall (absent), who would vote "yea."

Mr. Wallace (present), who would vote "nay," with Mr. Stewart of Reeves (absent), who would vote "yea."

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 7, A bill to be entitled "An Act to repeal Articles 865a, 865b, 865c, 865d, 865e, 865f, 865g, 865h and 865i, of the Code of Criminal Procedure of the State of Texas."

H. B. No. 559, A bill to be entitled "An Act to amend Section 1, House bill No. 533, Chapter 47, of the Local and Special Laws passed at the Regular Session of the Thirtieth Legislature, as amended by House bill No. 445, Chapter 39, of the Local and Special Laws passed at the Regular Session of the Thirty-sixth Legislature, entitled 'An Act creating the Eldorado Independent School District in Schleicher county, Texas, so as to extend the boundaries of said district, and declaring an emergency.'"

H. B. No. 569, A bill to be entitled "An Act fixing the compensation of the official shorthand reporters in the

Eighty-eighth and Ninety-first Judicial Districts, Eastland county, Texas; prescribing the method of payment, and declaring an emergency."

Has adopted House concurrent resolution No. 41, Providing for care of the chambers of the Senate and House of Representatives.

And has adopted the Free Conference Committee report on Senate joint resolution No. 4, yeas 24, nays 0.

Respectfully,

A. W. HOLT,
Assistant Secretary of the Senate.

RECESS.

Mr. Pollard moved that the House recess until 8 o'clock p. m. today.

Mr. Fly moved that the House recess until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Fly prevailed, and the House accordingly, at 8:35 o'clock p. m., took recess till 9:30 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 10, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 496, "An Act to validate the grants of land made by the crown of Spain to the original grantees and their heirs and assigns of Porciones Nos. 29, 30, 31, 33, 34, 36, 37, 38, 39, 47, 53, 57 and 58, lying and being situated in Webb county, Texas and to authorize and require the Commissioner of the General Land Office to issue patents to the original grantees, their heirs or assignees to said Porciones, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.

FAUBION, Chairman.

FORTIETH DAY.

(Continued.)

(Saturday, March 12, 1921.)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Thomas.